

EXHIBIT A

Case 2:18-cv-00514-ACA Document 1-1 Filed 03/30/18 Page 2 of 135 **ALABAMA SJIS CASE DETAIL**

PREPARED FOR: TRACI ABBETT



County: 01

Case Number: CV-2018-900889.00

Court Action:

Style: THOMAS E. REYNOLDS TRUSTEE V. BEHRMAN CAPITAL IV L.P. ET AL

Stoll Trico

	Action &			201000000000000000000000000000000000000		
ate	Time	Code	Comments	Operate		
3/2018	12:10 PM	ECOMP	COMPLAINT E-FILED.	BEN062		
/3/2018	12:11 PM	FILE	FILED THIS DATE: 03/03/2018 (AV01)	AJA		
/3/2018	12:11 PM	EORD	E-ORDER FLAG SET TO "Y" (AV01)	AJA		
/3/2018	12:11 PM	LSSA	ASSIGNED TO JUDGE: CAROLE C. SMITHERMAN (AV01)	AJA		
/3/2018	12:11 PM	ORIG	ORIGIN: INITIAL FILING (AV01)	AJA		
/3/2018	12:11 PM	SCAN	CASE SCANNED STATUS SET TO: N (AV01)	AJA		
/3/2018	12:11 PM	TDMJ	JURY TRIAL REQUESTED (AV01)	AJA		
/3/2018	12:11 PM	STAT	CASE ASSIGNED STATUS OF: ACTIVE (AV01)	AJA		
/3/2018	12:11 PM	C001	C001 PARTY ADDED: REYNOLDS THOMAS E. TRUSTEE(AV02)	AJA		
/3/2018	12:11 PM	C001	LISTED AS ATTORNEY FOR COO1: SPARKS DANIEL DAVIDS	AJA		
3/3/2018	12:11 PM	C001	LISTED AS ATTORNEY FOR C001: BENSINGER BILL DELON	AJA		
/3/2018	12:11 PM	C001	INDIGENT FLAG SET TO: N (AV02)	AJA		
/3/2018	12:11 PM	C001	C001 E-ORDER FLAG SET TO "N" (AV02)	AJA		
/3/2018	12:11 PM	C001	LISTED AS ATTORNEY FOR C001: MACKLEM JONATHAN WIL	AJA		
/3/2018	12:11 PM	C001	LISTED AS ATTORNEY FOR C001: SMITH RICHARD EARL	AJA		
/3/2018	12:11 PM	D001	INDIGENT FLAG SET TO: N (AV02)	AJA		
/3/2018	12:11 PM	D001	CERTIFIED MAI ISSUED: 03/03/2018 TO D001 (AV02)	AJA		
/3/2018	12:11 PM	D001	LISTED AS ATTORNEY FOR D001: PRO SE (AV02)			
/3/2018	12:11 PM	D001	D001 PARTY ADDED: BEHRMAN CAPITAL IV L.P. (AV02)	AJA		
/3/2018	12:11 PM	D001	D001 E-ORDER FLAG SET TO "N" (AV02)	AJA		
/3/2018	12:11 PM	D002	D002 PARTY ADDED: BEHRMAN BROTHERS IV LL.C.(AV02)	AJA		
/3/2018	12:12 PM	D002	INDIGENT FLAG SET TO: N (AV02)	AJA		
/3/2018	12:12 PM	D002	LISTED AS ATTORNEY FOR D002: PRO SE (AV02)	ALA		
/3/2018	12:12 PM	D002	CERTIFIED MAI ISSUED: 03/03/2018 TO D002 (AV02)	AJA		
/3/2018	12:12 PM	D002	D002 E-ORDER FLAG SET TO "N" (AV02)	AJA		
/3/2018	12:12 PM	D003	D003 PARTY ADDED: MIDCAP FINANCIAL INVESTMENT, LP	ALA		
/3/2018	12:12 PM	D003	LISTED AS ATTORNEY FOR D003: PRO SE (AV02)	AJA		
3/3/2018	12:12 PM	D003	D003 E-ORDER FLAG SET TO "N" (AV02)	AJA		
/3/2018	12:12 PM	D003	INDIGENT FLAG SET TO: N (AV02)	AJA		
/3/2018	12:12 PM	D003	CERTIFIED MAI ISSUED: 03/03/2018 TO D003 (AV02)	AJA		
/3/2018	12:12 PM	D004	D004 PARTY ADDED: CORE AMERICAS/GLOBAL HOLDINGS, L	AJA		
/3/2018	12:12 PM	D004	INDIGENT FLAG SET TO: N (AV02)	AJA		
/3/2018	12:12 PM	D004	LISTED AS ATTORNEY FOR D004: PRO SE (AV02)	AJA		
/3/2018	12:12 PM	D004	CERTIFIED MAI ISSUED: 03/03/2018 TO D004 (AV02)	AJA		
3/2018	12:12 PM	D004	D004 E-ORDER FLAG SET TO "N" (AV02)	AJA		
3/2018	12:12 PM	D005	D006 PARTY ADDED: CS STRATEGIC PARTNERS IV INVESTM	AJA		
3/2018	12:12 PM	D005	INDIGENT FLAG SET TO: N (AV02)	AJA		
/3/2018	12:12 PM	D005	LISTED AS ATTORNEY FOR D005: PRO SE (AV02)	AJA		
/3/2018	12:12 PM	D005	CERTIFIED MAI ISSUED: 03/03/2018 TO D005 (AV02)	AJA		
/3/2018	12:12 PM	D005	D005 E-ORDER FLAG SET TO "N" (AV02)	AJA		
/3/2018	12:12 PM	D006	D006 PARTY ADDED: GLOBAL FUND PARTNERS II, LP	AJA		
/3/2018	12:12 PM	D006	INDIGENT FLAG SET TO: N (AV02)	AJA		

3/3/2018	Case	2:18-c	CV-00514-ACA Document 1-1, Filed 03/30/18 Pa	ige 3 of 135
3/3/2018	12:12 PM	D006	CERTIFIED MAI ISSUED: 03/03/2018 TO D006 (AV02)	AJA
3/3/2018	12:12 PM	D006	D006 E-ORDER FLAG SET TO "N" (AV02)	AJA
3/3/2018	12:12 PM	D007	D007 PARTY ADDED: METLIFE INSURANCE COMPANY OF CON	AJA
3/3/2018	12:12 PM	D007	INDIGENT FLAG SET TO: N (AV02)	AJA
3/3/2018	12:12 PM	D007	LISTED AS ATTORNEY FOR D007: PRO SE (AV02)	AJA
3/3/2018	12:12 PM	D007	CERTIFIED MAI ISSUED: 03/03/2018 TO D007 (AV02)	AJA
3/3/2018	12:12 PM	D007	D007 E-ORDER FLAG SET TO "N" (AV02)	AJA
3/3/2018	12:12 PM	D008	D008 PARTY ADDED: PORTFOLIO ADVISORS SECONDARY FUN	AJA
3/3/2018	12:12 PM	D008	LISTED AS ATTORNEY FOR D008: PRO SE (AV02)	AJA
3/3/2018	12:12 PM	D008	INDIGENT FLAG SET TO: N (AV02)	AJA
3/3/2018	12:12 PM	D008	CERTIFIED MAI ISSUED: 03/03/2018 TO D008 (AV02)	AJA
3/3/2018	12:12 PM	D008	D008 E-ORDER FLAG SET TO "N" (AV02)	AJA
3/3/2018	12:12 PM	D009	D009 PARTY ADDED: STEPSTONE PRIVATE EQUITY PARTNER	AJA
3/3/2018	12:12 PM	D009	LISTED AS ATTORNEY FOR D009: PRO SE (AV02)	AJA
3/3/2018	12:12 PM	D009	INDIGENT FLAG SET TO: N (AV02)	AJA
3/3/2018	12:12 PM	D009	D009 E-ORDER FLAG SET TO "N" (AV02)	AJA
3/3/2018	12:12 PM	D009	CERTIFIED MAI ISSUED: 03/03/2018 TO D009 {AV02}	AJA
3/3/2018	12:12 PM	D010	D010 PARTY ADDED: ZEITLIN AMANDA (AV02)	AJA
3/3/2018	12:12 PM	D010	INDIGENT FLAG SET TO: N (AV02)	AJA
3/3/2018	12:12 PM	D010	CERTIFIED MAI ISSUED: 03/03/2018 TO D010 (AV02)	AJA
3/3/2018	12:12 PM	D010	D010 E-ORDER FLAG SET TO "N" (AV02)	AJA
3/3/2018	12:12 PM	D010	LISTED AS ATTORNEY FOR D010: PRO SE (AV02)	AJA
3/3/2018	12:12 PM	D011	D011 PARTY ADDED: BEHRMAN GREG M. (AV02)	AJA
3/3/2018	12:12 PM	D011	INDIGENT FLAG SET TO: N (AV02)	AJA
3/3/2018	12:12 PM	D011	CERTIFIED MAI ISSUED: 03/03/2018 TO D011 (AV02)	AJA
3/3/2018	12:12 PM	D011	LISTED AS ATTORNEY FOR D011: PRO SE (AV02)	AJA
3/3/2018	12:12 PM	D011	D011 E-ORDER FLAG SET TO "N" (AV02)	AJA
3/3/2018	12:12 PM	D012	D012 PARTY ADDED: CHIATE GREGORY J. (AV02)	AJA
3/3/2018	12:12 PM	D012	INDIGENT FLAG SET TO: N (AV02)	AJA
3/3/2018	12:12 PM	D012	LISTED AS ATTORNEY FOR D012: PRO SE (AV02)	AJA
3/3/2018	12:12 PM	D012	CERTIFIED MAI ISSUED: 03/03/2018 TO D012 (AV02)	AJA
3/3/2018	12:12 PM	D012	D012 E-ORDER FLAG SET TO "N" (AV02)	AJA
3/3/2018	12:12 PM	D013	INDIGENT FLAG SET TO: N (AV02)	AJA
3/3/2018	12:12 PM	D013	D013 PARTY ADDED: DIEBER GARY (AV02)	AJA
3/3/2018	12:12 PM	D013	LISTED AS ATTORNEY FOR D013: PRO SE (AV02)	AJA
3/3/2018	12:12 PM	D013	CERTIFIED MAI ISSUED: 03/03/2018 TO D013 (AV02)	ALA
3/3/2018	12:12 PM	D013	D013 E-ORDER FLAG SET TO "N" (AV02)	AJA
3/3/2018	12:12 PM	D014	D014 PARTY ADDED: THE DOUGLAS E. BEHRMAN TRUST	AJA
3/3/2018	12:13 PM	D014	LISTED AS ATTORNEY FOR D014: PRO SE (AV02)	AJA
3/3/2018	12:13 PM	D014	INDIGENT FLAG SET TO: N (AV02)	AJA
3/3/2018	12:13 PM	D014	D014 E-ORDER FLAG SET TO "N" (AV02)	AJA
3/3/2018	12:13 PM	D014	CERTIFIED MAI ISSUED: 03/03/2018 TO D014 (AV02)	AJA
3/3/2018	12:13 PM	D015	INDIGENT FLAG SET TO: N (AV02)	AJA
3/3/2018	12:13 PM	D015	D015 PARTY ADDED: GRIMES MARK V. (AV02)	AJA
3/3/2018	12:13 PM	D015	CERTIFIED MAI ISSUED: 03/03/2018 TO D015 (AV02)	AJA
3/3/2018	12:13 PM	D015	LISTED AS ATTORNEY FOR D015: PRO SE (AV02)	AJA
3/3/2018	12:13 PM	D015	D015 E-ORDER FLAG SET TO "N" (AV02)	AJA
3/3/2018	12:13 PM	D016	D016 PARTY ADDED: THE KIMBERLY E. BEHRMAN TRUST	AJA
3/3/2018	12:13 PM	D016	INDIGENT FLAG SET TO: N (AV02)	AJA
3/3/2018	12:13 PM	D016	CERTIFIED MAI ISSUED: 03/03/2018 TO D016 (AV02)	AJA
3/3/2018	12:13 PM	D016	LISTED AS ATTORNEY FOR D016: PRO SE (AV02)	AJA
3/3/2018	12:13 PM	D016	D016 E-ORDER FLAG SET TO "N" (AV02)	AJA

3/3/2018	Çaşe	2:18	-CV-00514-ACA Document 1,1, Filed 03/30/18	Page 4 of 135
3/3/2018	12:13 PM	D017	INDIGENT FLAG SET TO: N (AV02)	AJA
3/3/2018	12:13 PM	D017	D017 E-ORDER FLAG SET TO "N" (AV02)	AJA
3/3/2018	12:13 PM	D017	LISTED AS ATTORNEY FOR D017. PRO SE (AV02)	AJA
3/3/2018	12:13 PM	D017	CERTIFIED MAI ISSUED: 03/03/2018 TO D017 (AV02)	AJA
3/3/2018	12:13 PM	D018	INDIGENT FLAG SET TO: N (AV02)	AJA
3/3/2018	12:13 PM	D018	D018 PARTY ADDED: MATTES WILLIAM (AV02)	AJA
3/3/2018	12:13 PM	D018	LISTED AS ATTORNEY FOR D018; PRO SE (AV02)	AJA
3/3/2018	12:13 PM	D018	CERTIFIED MAI ISSUED: 03/03/2018 TO D018 (AV02)	AJA
3/3/2018	12:13 PM	D018	D018 E-ORDER FLAG SET TO "N" (AV02)	AJA
3/3/2018	12:13 PM	D019	LISTED AS ATTORNEY FOR D019: PRO SE (AV02)	AJA
3/3/2018	12:13 PM	D019	D019 PARTY ADDED: RAPPORT MICHAEL (AV02)	AJA
3/3/2018	12:13 PM	D019	INDIGENT FLAG SET TO: N (AV02)	AJA
3/3/2018	12:13 PM		D019 E-ORDER FLAG SET TO "N" (AV02)	AJA
1	12:13 PM	D019 D019	CERTIFIED MAI ISSUED: 03/03/2018 TO D019 (AV02)	AJA
3/3/2018				AJA
3/3/2018	12:13 PM	D020	, ,	AJA
3/3/2018	12:13 PM	D020	INDIGENT FLAG SET TO: N (AV02) D020 E-ORDER FLAG SET TO "N" (AV02)	AJA
3/3/2018	12:13 PM	D020		
3/3/2018	12:13 PM	D020	LISTED AS ATTORNEY FOR D020: PRO SE (AV02)	AJA
3/3/2018	12:13 PM	D020	CERTIFIED MAI ISSUED: 03/03/2018 TO D020 (AV02)	AJA
3/3/2018	12:13 PM	D021	D021 PARTY ADDED: WU JEFFREY S. (AV02)	AJA
3/3/2018	12:13 PM	D021	D021 E-ORDER FLAG SET TO "N" (AV02)	AJA
3/3/2018	12:13 PM	D021	INDIGENT FLAG SET TO: N (AV02)	AJA
3/3/2018	12:13 PM	D021	CERTIFIED MAI ISSUED: 03/03/2018 TO D021 (AV02)	AJA
3/3/2018	12:13 PM	D021	LISTED AS ATTORNEY FOR D021: PRO SE (AV02)	AJA
3/3/2018	12:57 PM	D023	D023 PARTY ADDED: MINTZ LEVIN, COHN, FERRIS, GLOVS	AJA
3/3/2018	12:57 PM	D023	INDIGENT FLAG SET TO: N (AV02)	AJA
3/3/2018	12:57 PM	D023	LISTED AS ATTORNEY FOR D023: PRO SE (AV02)	AJA
3/3/2018	12:57 PM	D023	CERTIFIED MAI ISSUED: 03/03/2018 TO D023 (AV02)	ALA
3/3/2018	12:57 PM	D023	D023 E-ORDER FLAG SET TO "N" (AV02)	AJA
3/3/2018	4:39 PM	D022	D022 PARTY ADDED: 75. BEHRMAN BROTHERS MANAGEMENT	AJA
3/3/2018	4:39 PM	D022	INDIGENT FLAG SET TO: N (AV02)	AJA
3/3/2018	4:39 PM	D022	LISTED AS ATTORNEY FOR D022: PRO SE (AV02)	AJA
3/3/2018	4:39 PM	D022	CERTIFIED MAI ISSUED: 03/03/2018 TO D022 (AV02)	AJA
3/3/2018	4:39 PM	D022	D022 E-ORDER FLAG SET TO "N" (AV02)	AJA
3/5/2018	8:26 AM	D001	CERTIFIED MAI ISSUED: 03/05/2018 TO D001 (AV02)	SUR
3/5/2018	8:27 AM	D002	CERTIFIED MAI ISSUED: 03/05/2018 TO D002 (AV02)	SUR
3/5/2018	8:27 AM	D003	CERTIFIED MAI ISSUED: 03/05/2018 TO D003 (AV02)	SUR
3/5/2018	8:27 AM	D004	CERTIFIED MAI ISSUED: 03/05/2018 TO D004 (AV02)	SUR
3/5/2018	8:27 AM	D005	CERTIFIED MAI ISSUED: 03/05/2018 TO D005 (AV02)	SUR
3/5/2018	8:27 AM	D006	CERTIFIED MAI ISSUED: 03/05/2018 TO D006 (AV02)	SUR
3/5/2018	8:27 AM	D007	CERTIFIED MAI ISSUED: 03/05/2018 TO D007 (AV02)	SUR
3/5/2018	8:27 AM	D008	CERTIFIED MAI ISSUED: 03/05/2018 TO D008 (AV02)	SUR
3/5/2018	8:27 AM	D009	CERTIFIED MAI ISSUED: 03/05/2018 TO D009 (AV02)	SUR
3/5/2018	8:28 AM	D011	CERTIFIED MAI ISSUED: 03/05/2018 TO D011 (AV02)	\$UR
3/5/2018	8:28 AM	D012	CERTIFIED MAI ISSUED: 03/05/2018 TO D012 (AV02)	SUR
3/5/2018	8:28 AM	D013	CERTIFIED MAI ISSUED: 03/05/2018 TO D013 (AV02)	SUR
3/5/2018	8:28 AM	D014	CERTIFIED MAI ISSUED: 03/05/2018 TO D014 (AV02)	SUR
3/5/2018	8:28 AM	D015	CERTIFIED MAI ISSUED: 03/05/2018 TO D015 (AV02)	SUR
3/5/2018	8:28 AM	D016	CERTIFIED MAI ISSUED: 03/05/2018 TO D016 (AV02)	SUR
3/5/2018	8:28 AM	D017	CERTIFIED MAI ISSUED: 03/05/2018 TO D017 (AV02)	SUR
3/5/2018	8:28 AM	D018	CERTIFIED MAI ISSUED: 03/05/2018 TO D018 (AV02)	SUR
3/5/2018	8:28 AM	D019	CERTIFIED MAI ISSUED: 03/05/2018 TO D019 (AV02)	SUR

L	Case	2:18-c	V-00514-ACA: Document 1-1, Filed 03/30/18	Page 5 of 135
3/5/2016			DESCRIPTION OF THE PROPERTY OF	
3/5/2018	8:28 AM	D021	CERTIFIED MAI ISSUED: 03/05/2018 TO D021 (AV02)	SUR
3/5/2018	8:29 AM	D022	CERTIFIED MAI ISSUED: 03/05/2018 TO D022 (AV02)	SUR
3/5/2018	8:29 AM	D023	CERTIFIED MAI ISSUED: 03/05/2018 TO D023 (AV02)	SUR
3/5/2018	9;49 AM	ESCAN	SCAN - FILED 3/5/2018 - NOTICE	SUR
3/5/2018	3:45 PM	D024	D024 PARTY ADDED: AXZ PRIMARY FUND AMERICA IV, LP	PAS
3/5/2018	3:45 PM	D024	INDIGENT FLAG SET TO: N (AV02)	PAS
3/5/2018	3:45 PM	D024	LISTED AS ATTORNEY FOR D024: PRO SE (AV02)	PAS PAS
3/5/2018	3:45 PM	D024	D024 E-ORDER FLAG SET TO "N" (AV02)	
3/5/2018	3:45 PM	D025	D025 PARTY ADDED: AXA PRIVATAE CAPITAL I, LP(AV02)	PAS
3/5/2018	3:45 PM	D025	INDIGENT FLAG SET TO: N (AV02)	PAS
3/5/2018	3:45 PM	D025	LISTED AS ATTORNEY FOR D025: PRO SE (AV02)	PAS PAS
3/5/2018	3:45 PM	D025	D025 E-ORDER FLAG SET TO "N" (AV02)	
3/5/2018	3:45 PM	D025	D025 NAME CHANGED FROM: AXA PRIVATAE CAPITAL I, LP	PAS
3/5/2018	3:46 PM	D024	D024 NAME CHANGED FROM: AXZ PRIMARY FUND AMERICA I	PAS
3/5/2018	3:49 PM	D026	D026 PARTY ADDED: PARTNERS GROUP DIRECT INVESTMENT	PAS
3/5/2018	3:49 PM	D026	INDIGENT FLAG SET TO: N (AV02)	PAS
3/5/2018	3:49 PM	D026	D026 E-ORDER FLAG SET TO "N" (AV02)	PAS
3/5/2018	3:49 PM	D026	LISTED AS ATTORNEY FOR D026 PRO SE (AV02)	PAS
3/5/2018	3:49 PM	D026	D026 ADDR1 CHANGED FROM: TUDOR HOUSE2ND FLOOR	PAS
3/5/2018	3:50 PM	D027	D027 PARTY ADDED: PARTNERS GROUP GLOBAL OPPORTUNIT	PAS
3/5/2018	3:50 PM	D027	INDIGENT FLAG SET TO: N (AV02)	PAS
3/5/2018	3:50 PM	D027	D027 E-ORDER FLAG SET TO "N" (AV02)	PAS PAS
3/5/2018	3:50 PM	D027	LISTED AS ATTORNEY FOR D027; PRO SE (AV02)	
3/5/2018	3:51 PM	D028	DO28 PARTY ADDED: PE HOLDING USD GMBH (AV02)	PAS
3/5/2018	3:51 PM	D028	INDIGENT FLAG SET TO: N (AV02)	PAS
3/5/2018	3:51 PM	D028	LISTED AS ATTORNEY FOR D028: PRO SE (AV02)	PAS PAS
3/5/2018	3:51 PM	D028	D028 E-ORDER FLAG SET TO "N" (AV02)	PAS
3/5/2018	3:54 PM	D029	D029 PARTY ADDED: STEPSTONE PRIVATE EQUITY PARTNER	PAS
3/5/2018	3:54 PM	D029	INDIGENT FLAG SET TO: N (AV02)	PAS
3/5/2018	3:54 PM	D029	LISTED AS ATTORNEY FOR D029: PRO SE (AV02)	PAS
3/5/2018	3:54 PM	D029	D029 E-ORDER FLAG SET TO "N" (AV02)	PAS
3/5/2018	3:57 PM	D030	D030 PARTY ADDED: THE GOVERNOR AND COMPANY (AV02)	PAS
3/5/2018	3:57 PM	D030	INDIGENT FLAG SET TO: N (AV02) LISTED AS ATTORNEY FOR D030: PRO SE (AV02)	PAS
3/5/2018	3:57 PM	D030	LISTED AS ATTORNEY FOR D030: PRO SE (AV02) D030 E-ORDER FLAG SET TO "N" (AV02)	PAS
3/5/2018	3:57 PM		D031 PARTY ADDED: VARMA MUTUAL PENSION INSUR CO	PAS
3/5/2018 3/5/2018	3:59 PM	D031 D031	INDIGENT FLAG SET TO: N (AV02)	PAS
3/5/2018	3:59 PM 3:59 PM	D031	LISTED AS ATTORNEY FOR D031: PRO SE (AV02)	PAS
3/5/2018	3:59 PM	D031	D031 E-ORDER FLAG SET TO "N" (AV02)	PAS
3/5/2018	4:00 PM	D032	D032 PARTY ADDED: ASF III BLUENOTE LIMITED (ASF)	PAS
1.111	4:00 PM	D032	INDIGENT FLAG SET TO: N (AV02)	PAS
3/5/2018			D032 E-ORDER FLAG SET TO "N" (AV02)	PAS
3/5/2018	4:00 PM	D032	LISTED AS ATTORNEY FOR D032: PRO SE (AV02)	PAS
3/5/2018	4:00 PM		D010 NAME CHANGED FROM: STEPSTONE PRIVATE EQUITY P	SUR
3/7/2018	8:56 AM 8:56 AM	D010	D010 ADDR1 CHANGED FROM: CORPORATION TRUST COMPANY	SUR
3/7/2018		D010	D010 ADDR2 CHANGED FROM: CORFORD TOOL TRUST COMPANY D010 ADDR2 CHANGED FROM: 1209 ORANGE STREET (AV02)	SUR
3/7/2018	8:56 AM	D010	D010 ADDR CITY CHANGED FROM: WILMINGTON (AV02)	SUR
3/7/2018	8:56 AM	D010	D010 ADDR STATE CHANGED FROM: DE (AV02)	SUR
3/7/2018 3/9/2018	8:56 AM	D010 GNOT	GENERAL NOTICE SENT TO: D024	SUR
3/9/2018	1:27 PM	ESCAN	SCAN - FILED 3/12/2018 - NOTICE	SUR
3/12/2018	10:15 AM		CERTIFIED MAI ISSUED: 03/12/2018 TO D001 (AV02)	SUR
	1:18 PM	D001	CERTIFIED MAI ISSUED: 03/12/2018 TO D001 (AV02)	SUR
3/12/2018	1:18 PM	D002	AFILITIED HOW (GOODED: DOLLD TO FOOT (MARE)	OUN

3/12/2018	Case	2:18-0	CV-00514-ACA: 1220011001 12-1 Filed 03/30/18 Page 6 of	f 1 <u>3</u> 5
3/12/2018	1:18 PM	D004	CERTIFIED MAI ISSUED: 03/12/2018 TO D004 (AV02)	SUR
3/12/2018	1:18 PM	D005	CERTIFIED MAI ISSUED: 03/12/2018 TO D005 (AV02)	SUR
3/12/2018	1:19 PM	D006	CERTIFIED MAI ISSUED: 03/12/2018 TO D006 (AV02)	SUR
3/12/2018	1:19 PM	D007	CERTIFIED MAI ISSUED: 03/12/2018 TO D007 (AV02)	SUR
3/12/2018	1:19 PM	D008	CERTIFIED MAI ISSUED: 03/12/2018 TO D008 (AV02)	SUR
3/12/2018	1:19 PM	D009	CERTIFIED MAI ISSUED: 03/12/2018 TO D009 (AV02)	SUR
3/12/2018	1:19 PM	D010	CERTIFIED MAI ISSUED: 03/12/2018 TO D010 (AV02)	SUR
3/12/2018	1:19 PM	D011	CERTIFIED MAI ISSUED: 03/12/2018 TO D011 (AV02)	SUR
3/12/2018	1:19 PM	D012	CERTIFIED MAI ISSUED: 03/12/2018 TO D012 (AV02)	SUR
3/12/2018	1:19 PM	D013	CERTIFIED MAI ISSUED: 03/12/2018 TO D013 (AV02)	SUR
3/12/2018	1:19 PM	D014	CERTIFIED MAI ISSUED: 03/12/2018 TO D014 (AV02)	SUR
3/12/2018	1:19 PM	D015	CERTIFIED MAI ISSUED: 03/12/2018 TO D015 (AV02)	SUR
3/12/2018	1:20 PM	D016	CERTIFIED MAI ISSUED: 03/12/2018 TO D016 (AV02)	SUR
3/12/2018	1:20 PM	D017	CERTIFIED MAI ISSUED: 03/12/2018 TO D017 (AV02)	SUR
3/12/2018	1:20 PM	D018	CERTIFIED MAI ISSUED: 03/12/2018 TO D018 (AV02)	SUR
3/12/2018	1:20 PM	D019	CERTIFIED MAI ISSUED: 03/12/2018 TO D019 (AV02)	SUR
3/12/2018	1:20 PM	D020	CERTIFIED MAI ISSUED: 03/12/2018 TO D020 (AV02)	SUR
3/12/2018	1:20 PM	D021	CERTIFIED MAI ISSUED: 03/12/2018 TO D021 (AV02)	SUR
3/12/2018	1:20 PM	D022	CERTIFIED MAI ISSUED: 03/12/2018 TO D022 (AV02)	SUR
3/12/2018	1:20 PM	D023	CERTIFIED MAI ISSUED: 03/12/2018 TO D023 (AV02)	SUR
3/13/2018	11:14 AM	D024	CERTIFIED MAI ISSUED: 03/13/2018 TO D024 (AV02)	SUR
3/13/2018	11:15 AM	D025	CERTIFIED MAI ISSUED: 03/13/2018 TO D025 (AV02)	SUR
3/13/2018	11:15 AM	D026	CERTIFIED MAI ISSUED: 03/13/2018 TO D026 (AV02)	SUR
3/13/2018	11:15 AM	D027	CERTIFIED MAI ISSUED: 03/13/2018 TO D027 (AV02)	SUR
3/13/2018	11:16 AM	D028	CERTIFIED MAI ISSUED: 03/13/2018 TO D028 (AV02)	SUR
3/13/2018	11:16 AM	D029	CERTIFIED MAI ISSUED: 03/13/2018 TO D029 (AV02)	SUR
3/13/2018	11:16 AM	D030	CERTIFIED MAI ISSUED: 03/13/2018 TO D030 (AV02)	SUR
3/13/2018	11:16 AM	D031	CERTIFIED MAI ISSUED: 03/13/2018 TO D031 (AV02)	SUR
3/13/2018	11:16 AM	D032	CERTIFIED MAI ISSUED: 03/13/2018 TO D032 (AV02)	SUR
3/20/2018	9:30 AM	D022	SERVICE OF AUTHORIZED ON 03/19/2018 FOR D022(AV02)	MAM
3/20/2018	9:30 AM	ESERC	SERVICE RETURN	MAM
3/20/2018	9:51 AM	D002	SERVICE OF AUTHORIZED ON 03/19/2018 FOR D002(AV02)	MAM
3/20/2018	9:51 AM	ESERC	SERVICE RETURN	MAM
3/20/2018	9:53 AM	D001	SERVICE OF AUTHORIZED ON 03/19/2018 FOR D001(AV02)	MAM
3/20/2018	9:53 AM	ESERC	SERVICE RETURN	MAM
3/20/2018	9:55 AM	D014	SERVICE OF AUTHORIZED ON 03/15/2018 FOR D014(AV02)	MAM
3/20/2018	9:55 AM	ESERC	SERVICE RETURN	MAM
3/20/2018	9;56 AM	D016	SERVICE OF AUTHORIZED ON 03/15/2018 FOR D016(AV02)	MAM
3/20/2018	9:56 AM	ESERC	SERVICE RETURN	MAM
3/20/2018	10:42 AM	D020	SERVICE OF CERTIFIED MAI ON 03/19/2018 FOR D020	MAM
3/20/2018	10:42 AM	ESERC	SERVICE RETURN	MAM
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3/20/2018	10:49 AM	ESERC	SERVICE RETURN	MAM
3/23/2018	9;24 AM	D008	SERVICE OF AUTHORIZED ON 03/16/2018 FOR D008(AV02)	MAM
3/23/2018	9:24 AM	ESERC	SERVICE RETURN	MAM
3/27/2018	10:54 AM	D023	SERVICE OF AUTHORIZED ON 03/22/2018 FOR D023(AV02)	MAM
3/27/2018	10:54 AM	ESERC	SERVICE RETURN	MAM
3/27/2018	11:07 AM	D015	SERVICE OF CERTIFIED MAI ON 03/22/2018 FOR D015	MAM
3/27/2018	11:07 AM	ESERC	SERVICE RETURN	MAM
3/28/2018	9:14 AM	D006	SERVICE OF AUTHORIZED ON 03/19/2018 FOR D006(AV02)	MAM
3/28/2018	9:14 AM	ESERC	SERVICE RETURN	MAM
3/28/2018	9:15 AM	D004	SERVICE OF AUTHORIZED ON 03/19/2018 FOR D004(AV02)	MAM

3/28/2018	Case	2:18-c	V-00514-ACA Document 1-1 Filed 03/30/18	B Page 7 of 135
3/28/2018	9:18 AM	D003	SERVICE OF AUTHORIZED ON 03/19/2018 FOR D003(AV02)	MAM
3/28/2018	9:18 AM	ESERC	SERVICE RETURN	MAM
3/28/2018	9:19 AM	D009	SERVICE OF AUTHORIZED ON 03/19/2018 FOR D009(AV02)	MAM
3/28/2018	9:19 AM	ESERC	SERVICE RETURN	MAM

END OF THE REPORT

DOCUMENT I

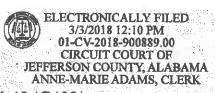
State of Alabama Unified Judicial System

COVER SHEET CIRCUIT COURT - CIVIL CASE

Ca: CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA ANNE-MARIE ADAMS, CLERK

Unified Judicial System Form ARCiv-93 Rev.5/99		COURT - CIVIL CASE omestic Relations Cases)	Date of Filing: Judge Code: 03/03/2018		
	GE	NERAL INFORMATION			
IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA THOMAS E. REYNOLDS TRUSTEE v. BEHRMAN CAPITAL IV L.P. ET AL					
First Plaintiff: Business Government	☑Individual ☐Other	First Defendant: ☑ Bu	siness		
NATURE OF SUIT: Select prim	ary cause of action	n, by checking box (check only one)	that best characterizes your action:		
TORTS: PERSONAL INJURY WDEA - Wrongful Death TONG - Negligence: General TOMV - Negligence: Motor Negl	/ehicle //LD strepresentation bile gage cy Appeal edure Act	Enforcement of Ag CVRT - Civil Rights COND - Condemnation/Em CTMP - Contempt of Court CONT - Contract/Ejectmen TOCN - Conversion EQND - Equity Non-Damag Injunction Election CVUD - Eviction Appeal/Ur FORJ - Foreign Judgment FORF - Fruits of Crime For MSHC - Habeas Corpus/Ex PFAB - Protection From Ab FELA - Railroad/Seaman (I	t/Writ of Seizure les Actions/Declaratory Judgment/ Contest/Quiet Title/Sale For Division lawful Detainer feiture ktraordinary Writ/Mandamus/Prohibition puse FELA) Guardianship/Conservatorship sation		
ORIGIN: F INITIAL FILING	G	A APPEAL FROM DISTRICT COURT T TRANSFERRED FROM	O 🗌 OTHER		
R REMANDED		OTHER CIRCUIT COU	RT		
HAS JURY TRIAL BEEN DEMAI	NDED? YES		does not constitute a demand for a Real Real Real Real Real Real Real Re		
RELIEF REQUESTED:	MONETARY	AWARD REQUESTED NO M	ONETARY AWARD REQUESTED		
ATTORNEY CODE: BEN062	3/3/: Date	2018 12:10:24 PM	/s/ BILL DELONEY BENSINGER Signature of Attorney/Party filing this form		
MEDIATION REQUESTED: □YES ☑NO □UNDECIDED					

DOCUMENT 2



IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA

COMPLAINT

COMES NOW Thomas E. Reynolds (the "Trustee"), in his capacity as Chapter 7 Trustee of the estates of Atherotech Holdings, Inc. ("Holdings") and Atherotech, Inc. ("Atherotech" and together with Holdings, collectively, the "Debtors") and for his complaint against the defendants states as follows:

Jurisdiction and Venue

- 1. This Court has jurisdiction over the subject matter of this action pursuant to Alabama Code §12-11-30(1). A substantial portion of the acts and omissions complained about in this action occurred as the Debtors were in Jefferson County, Alabama.
 - 2. Venue is proper in this Court pursuant to Alabama Code §6-3-7(a)(2).
- 3. The Trustee's claims as alleged and asserted herein are timely under the applicable statute of limitations as extended pursuant to 11 U.S.C. § 108(a)(2).

Parties

A. The Debtors and Trustee

- 4. Holdings is a corporation organized and existing under the laws of the State of Delaware with its former headquarters and principal place of business in Jefferson County, Alabama.
- 5. Atherotech is a corporation organized and existing under the laws of the State of Delaware with its former headquarters and principal place of business in Jefferson County, Alabama.
- 6. The Trustee is the duly-appointed Chapter 7 trustee of the Debtors' bankruptcy estates.

B. The Holdings Shareholders

- 7. Behrman Capital IV L.P. ("Fund IV") is a limited partnership organized and existing under the laws of the State of Delaware, and can be served with process through its registered agent, Corporation Service Company, 251 Little Falls Drive, Wilmington, Delaware 19808.
- 8. Behrman Brothers IV L.L.C. ("Behrman Brothers") is a limited liability company organized and existing under the laws of the State of Delaware, and can be served with process through its registered agent, Corporation Service Company, 251 Little Falls Drive, Wilmington, Delaware 19808.
- 9. MidCap Financial Investment, LP (f/k/a MidCap Financial SBIC, LP) ("MidCap"), is a limited partnership organized and existing under the laws of the State of Delaware, and may be served with process through its registered agent Corporation Trust Company, Corporation Trust Center, 1209 Orange Street, Wilmington, Delaware 19801.
- 10. Fictitious Parties A-C are those Holdings Shareholders, either directly or through another entity that is a shareholder, who has not otherwise been released from liability and who received a portion of the Divided Recap, as defined below.

C. The Fund IV Limited Partners

- 11. AXA Primary Fund America IV, LP ("AXA PF") is a limited partnership organized and existing under the laws of the United Kingdom, and may be served pursuant to the Hague Convention on its registered agent at 50 Lothian Road, Festival Square, Edinburgh EH3 9WJ.
- 12. AXA Private Capital I, LP ("AXA PC") is a limited partnership organized and existing under the laws of the United Kingdom, and may be served pursuant to the Hague Convention on its registered agent at 50 Lothian Road, Festival Square, Edinburgh EH3 9WJ.

- 13. Core Americas/Global Holdings, LP ("Core Americas") is a limited partnership organized and existing under the laws of the State of Delaware, and can be served with process through its registered agent, Corporation Trust Company, Corporation Trust Center, 1209 Orange Street, Wilmington, Delaware 19801.
- 14. CS Strategic Partners IV Investments, LP ("CSSP") is a limited partnership organized and existing under the laws of the state of New York, and can be served with process at its principal place of business at 11 Madison Avenue, 16th Floor, New York NY 10010.
- 15. Global Fund Partners II, LP ("Global Fund") is a limited partnership organized and existing under the laws of the State of Delaware, and can be served with process through its registered agent, Corporation Trust Company, Corporation Trust Center, 1209 Orange Street, Wilmington, Delaware 19801.
- 16. MetLife Insurance Company of Connecticut ("Metlife") is a corporation organized and existing under the laws of the State of Connecticut, and can be served with process at its principal place of business at One City Place, 18th Floor, Hartford, Connecticut 06103.
- 17. Partners Group Direct Investments 2006, LP, ("PGDI") is a limited partnership organized and existing under the laws of the United Kingdom, and may be served pursuant to the Hague Convention on its registered agent at Tudor House, 2nd Floor, Le Bordage, St. Peter Port, Guernsey GY1 1BT.
- 18. Partners Group Global Opportunities Subholding Limited ("PGGOS"), is a limited partnership organized and existing under the laws of the United Kingdom, and may be served pursuant to the Hague Convention on its registered agent at Tudor House, 2nd Floor, Le Bordage, St. Peter Port, Guernsey GY1 1BT.

- 19. PE Holding USD Gmbh ("PE Holding") is an entity organized and existing under the laws of Germany, and may be served pursuant to the Hague Convention on its registered agent at Sitz der Gesellschaft, Arnoldiplatz 1, 50969 Köln, Amtsgericht Köln, HRB 62211.
- 20. Portfolio Advisors Secondary Fund, L.P. ("Portfolio Advisors") is a limited partnership organized and existing under the laws of the State of Delaware, and can be served with process through its registered agent, Cogency Global, Inc., 850 New Burton Road, Suite 201, Dover, Delaware 19904.
- 21. StepStone Private Equity Partners III Cayman Holdings, LP ("StepStone Cayman") is a limited partnership organized and existing under the laws of the Cayman Islands, and may be served pursuant to the Hague Convention on its registered agent Maples Corporate Services Limited, PO Box 309, Ugland House, South Church Street, Cayman Islands.
- 22. Stepstone Private Equity Partners III L.P. ("StepStone") is a limited partnership organized and existing under the laws of the State of Delaware, and can be served with process through its registered agent, Corporation Trust Company, Corporation Trust Center 1209 Orange Street, Wilmington, Delaware 19801.
- 23. The Governor and Company of the Bank of Ireland ("Ireland") is a company organized and existing under the laws of Ireland, and can be served pursuant to the Hague Convention at its principal place of business located at 40 Mespil Road, Dublin, Ireland.
- 24. Varma Mutual Pension Insurance Company ("Varma") is a company organized and existing under the laws of Finland, and can be served pursuant to the Hague Convention at its principal place of business located at Annankatu 18, P.O. Box 4, Helsinki, Finland.
- 25. ASF III Bluenote Limited ("ASF") is a company organized and existing under the laws of England, and can be served pursuant to the Hague Convention on its registered agent

Axtec Financial Services (Jersey) Limited, at 11 - 15, Seaton Place, St Helier JE4 0QH, United Kingdom.

D. The Behrman Brothers Members

- 26. Amanda Zeitlin ("Zeitlin") is a citizen and resident of the State of Connecticut and can be served with process at 11 Darbrook Road, Westport, Connecticut 06880.
- 27. Greg M. Behrman ("GM Behrman") is a citizen and resident of the State of Connecticut and can be served with process at 2717 North Street, Fairfield, Connecticut 06824.
- 28. Gregory J. Chiate ("Chiate") is a citizen and resident of the State of California and can be served with process at 18 Cibrian Drive, Tiburon, California 94920.
- 29. Gary Dieber ("Dieber") is a citizen and resident of the State of New York and can be served with process at 10 Hawthorne Avenue, Port Washington, New York 11050.
- 30. The Douglas E. Behrman Trust ("DEB Trust") is a trust organized and existing under the laws of the State of Connecticut, and can be served upon its trustee at 23 Farwell Lane, Greenwich, Connecticut 06831.
- 31. Mark V. Grimes ("Grimes") is a citizen and resident of the State of Maryland and can be served with process at 5 Thompson Street, Annapolis, Maryland 21401.
- 32. The Kimberly E. Behrman Trust ("KEB Trust") is a trust organized and existing under the laws of the State of Connecticut, and can be served upon its trustee at 23 Farwell Lane, Greenwich, Connecticut 06831.
- 33. Simon Lonergan ("Lonergan") is a citizen and resident of the State of New York and can be served with process at 18 Gramercy Park South, Unit 6, New York, New York 10003.
- 34. William Matthes ("Matthes") is a citizen and resident of the State of California and can be served with process at 1665 Inglewood Avenue, St. Helena, California 94574.

- 35. Michael Rapport ("Rapport") is a citizen and resident of the State of New York, and can be served with process at 29 Bonnett Avenue, Larchmont, New York 10538.
- 36. Pradyut Shah ("Shah") is a citizen and resident of the State of California, and can be served with process at 1333 Diamond Street, San Francisco, California 94131.
- 37. Jeffrey S. Wu ("Wu") is a citizen and resident of the State of New York, and can be served with process at 210 East 15th Street, Apt. 10JK, New York, New York 10003.

E. Behrman Management

38. Behrman Brothers Management Corporation ("Behrman Management") is organized and existing under the laws of the State of Delaware, and can be served with process on its registered agent Corporation Service Company, 251 Little Falls Drive, Wilmington, Delaware 19808. At all times relevant, Behrman Management performed services for the Debtors in Alabama.

F. Atherotech's Legal Counsel

39. Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C., ("Mintz Levin") a corporation organized and existing under the laws of the Commonwealth of Massachusetts and can be served on its registered agent for service, Corporate Service Company, at 84 State Street, Boston, Massachusetts 02109. At all times relevant, Mintz Levin was providing legal services to Atherotech in Alabama.

Facts

G. The Debtor's Bankruptcy

40. On March 4, 2016 (the "Petition Date"), Atherotech commenced case number 16-00909-TOM7, and Holdings commenced case number 16-00910-TOM7 (collectively, the

Case 2:18-cv-00514-ACA Document 1-1 Filed 03/30/18 Page 16 of 135 DOCUMENT 2

"Bankruptcy Cases") by filing voluntary Chapter 7 petitions in the United States Bankruptcy Court for the Northern District of Alabama (the "Bankruptcy Court").

- 41. The Bankruptcy Court appointed the Trustee as the Chapter 7 trustee for each of the Bankruptcy Cases.
- 42. The Trustee is vested with the authority to bring this action on behalf of the Debtors' estates.
 - 43. The Lenders (as defined herein) have claims against the Debtor's estate.

H. The Debtors' Ownership

- 44. Prior to the Petition Date, Holdings was the sole shareholder of Atherotech's stock.
- 45. Prior to the Petition Date, the following Defendants were shareholder of Holdings' stock (collectively, the "Holdings Shareholders"):
 - a. Fund IV;
 - b. Behrman Brothers;
 - c. MidCap.
- 46. The following Defendants are partners in Fund IV (collectively, the "Fund IV Partners"):
 - a. AXA PF;
 - b. AXA PC;
 - c. Core Americas;
 - d. CSSP;
 - e. Global Fund;
 - f. MetLife;

	g.	PGDI;
	h.	PGGOS;
	i.	PE Holding;
,	j.	Portfolio Advisors;
	k.	StepStone Cayman;
	1.	StepStone;
	m.	Ireland;
	n.	Varma;
	0.	ASF;
	p.	Behrman Brothers.
47.	Behrm	an Brothers is the general partner for Fund IV, and all other Fund IV
Partners are	e limited pa	artners of Fund IV (the "Limited Partners").
48.	The D	efendants that were members of Behrman Brothers are as follows (the
"Behrman l	Brothers M	lembers"):
ł	a.	Zeitlin;
	b.	GM Behrman;
	c.	Chiate;
	d.	Dieber;
(e.	DEB Trust;
	f.	Grimes;
	g.	KEB Trust;
1	h.	Lonergan;
	i.	Matthes;

- j. Rapport;
- k. Shah;
- I. Wu.

I. The Debtors' Management Structure

- 49. As the largest Holdings Shareholder, Fund IV controlled three of the five seats on the Holdings Board of Directors (the "Holdings Board").
- 50. Grant G. Behrman was the chairman of the Holdings Board from December 23, 2010, until his resignation from the Holdings Board on February 26, 2016.
- 51. Michael Cobble, MD was Chief Medical Officer of Atherotech from December 23, 2010, until March 4, 2016 (the "Petition Date").
- 52. Robert Flaherty was a member of the Holdings Board from December 23, 2010, until his resignation from the Holdings Board on February 26, 2016.
- 53. Les Hric was Chief Compliance Officer of Atherotech from December 23, 2010, until the Petition Date.
- 54. James McClintic was (a) a member of the Holdings Board from December 23, 2010, until the Petition Date, and (b) the President, Chief Executive Officer, and Secretary of Atherotech from December 12, 2014, until the Petition Date.
- 55. Michael Mullen was (a) the sole member of the Atherotech Board from December 23, 2010, until his resignation from the Atherotech Board on December 12, 2014, and (b) the President, Chief Executive Officer, and Secretary of Atherotech, from December 23, 2010, until his resignation from Atherotech on December 12, 2014.
- 56. Charles Musial was the Chief Financial Officer of Atherotech from August 5, 2011, until the Petition Date.

- 57. Thomas Perlmutter was a member of the Holdings Board from December 23, 2010, until his resignation on December 12, 2014.
- 58. Scott Rezek was the Chief Commercial Officer of Atherotech from December 23, 2010, until his resignation on November 12, 2014.
- 59. Robert Shufflebarger was the Chief Operating Officer of Atherotech from December 23, 2010, until the Petition Date.
- 60. Peter Smith was a member of the Holdings Board from April 5, 2013, until his resignation from the Holdings Board on February 26, 2016.
- 61. Rod Van Wagoner was the Vice President of Sales for Atherotech from December 23, 2010, until the Petition Date.
- 62. Mark Visser was a member of the Holdings Board from December 23, 2010, until his resignation from the Holdings Board on February 26, 2016.
- 63. Behrman, Flaherty, McClintic, Mullen, Perlmutter, Smith, and Visser are collectively, the "Directors".
- 64. Cobble, Hric, Mullen, Musial, Rezek, Shufflebarger, and Van Wagoner are collectively, the "Officers".

J. The Behrman Management Contract

65. On December 23, 2010, Atherotech and Behrman Management entered into a contract whereby Behrman Management agreed to provide financial and operational advice to Atherotech. Independent of the contract, Behrman Management assumed responsibilities, as part of its acquisition of Holdings, to provide oversight and management services, which included financial and operational advice, to the Debtors.

66. These services included, but were not limited to, providing advice on growth and operational strategies for Atherotech and advising Atherotech on the appropriate levels of debt and equity which Atherotech should maintain. As part of the business strategic advice given to Atherotech, Behrman Brothers were required to take into consideration compliance with federal and state laws.

K. Atherotech's Operations and Business Model

- 67. Prior to commencing its Bankruptcy Case, Atherotech operated a specialty laboratory that tested blood cholesterol levels using licensed technology known as the "VAP Test."
- 68. When a physician would order a VAP Test for a patient, there were multiple means of collecting the sample from the patient and sending the collected sample to Atherotech for testing.
- 69. One of the means of sending the collected sample to Atherotech was through Atherotech's payment of processing and handling fees ("P&H Fees") to the physician ordering the VAP Test.
- 70. Generally in such an instance, Atherotech would compensate the physician \$3.00 for the venipuncture the collection of the sample and a P&H Fee of \$7.00 for the physician appropriately packaging the collected sample, and shipping the collected sample to the Debtor.
- 71. While Medicare rules and regulations permit the payment of the venipuncture fee, Medicare rules and regulations have long prohibited the payment of P&H Fees.
 - 72. Sometimes Atherotech would pay a P&H fee greater than \$7.00.

- 73. When Atherotech received the blood sample from physicians, it would test the blood sample and provide the ordering physician with a report concerning the patient's blood cholesterol.
- 74. For patients covered by Medicare or other federal healthcare programs, Atherotech would file a claim against Medicare or the other federal healthcare program and receive reimbursement from the government for such claims.
- 75. On average, Atherotech would receive revenue of approximately \$140 to \$150 per collected sample.
- 76. Starting in 2011, Behrman Management advised Atherotech to engage in a growth strategy that was based on increasing Atherotech's direct sales to physicians.
- 77. Behrman Management devised this plan with the knowledge that increasing market share would require the payment of P&H Fees to physicians on a per specimen basis.

L. The DOJ Investigation

- 78. On or before September 7, 2012, the Department of Justice (the "DOJ") began an investigation regarding Atherotech's business activities.
- 79. Specifically, the DOJ was investigating (a) whether Atherotech's payments to physicians were kickbacks to induce physicians to order the VAP Test from Atherotech in violation of the Federal Anti-Kickback Statute (42 U.S.C. § 1320a-7b), and (b) whether Atherotech had submitted false claims against Medicare or other federal healthcare programs for medically unnecessary tests in violation of the False Claims Act (31 U.S.C. §§3729-3730).
- 80. Violations of the False Claims Act include treble damages, that is three times the amount of the false or fraudulent claim; and a penalty of not less than \$5,500 and not more than \$11,000 for each claim.

- 81. Despite receiving the notice of the DOJ investigation, Behrman Management advised Atherotech to continue its efforts to increase direct sales to physicians and to continue the practice of paying physicians P&H fees. Behrman Management continued giving this advice to Atherotech until June 2014.
- 82. From January 2011 through June 2013, Medicare reimbursed Atherotech approximately \$44,539,000 for tests that Atherotech had run.
- 83. Approximately 80% of these tests were associated with Atherotech's payment of P&H Fees to the ordering physician.
- 84. Thus there was an approximate \$35,691,000 contingent liability associated with the repayment of these Medicare reimbursements as of June 2013 under the False Claims Act.
- 85. This amounts to approximately \$107,073,000 in contingent liabilities as of June 2013, if taking into account treble damages under the False Claims Act.

M. The Dividend Recapitalization

- 86. In June 2013, while the DOJ investigation was ongoing, Atherotech determined that it would execute a dividend recapitalization (the "Dividend Recap").
- 87. The purposes of the Dividend Recap were to, among other things (a) pay the Dividend in the amount of \$31,559,342.45 to Holdings Shareholders and ultimately, in part, to the Fund IV Partners and the Berman Brothers Members (the "Dividend"), (b) pay off existing term debt of \$8,180,250.26, and (c) make a payment due to the prior Atherotech owners in the amount of \$2,000,000.
- 88. On June 28, 2013, Atherotech executed that certain Credit Agreement (the "Credit Agreement") by and between Atherotech as borrower, and Madison Capital Funding, LLC as agent for the lenders (the "Lenders").

- 89. Pursuant to the Credit Agreement, the Lenders agreed to make a term loan to Atherotech in the original principal amount of \$40.5 million.
- 90. As security for Atherotech's obligations under the Credit Agreement, Atherotech granted the Lenders a security interest and lien on essentially all of Atherotech's assets.
- 91. In an effort to support the transaction whereby Atherotech would incur \$40 million of new liabilities and distribute \$33 million, Atherotech obtained a solvency opinion (the "Solvency Opinion") from Houlihan Lokey, Inc. ("HL").
- 92. The Solvency Opinion did not include any information concerning the potential liabilities associated with payment of P&H fees, nor Atherotech's practice of P&H fees. Nor did it include any contingent liabilities in the calculation of Atherotech's equity value.
- 93. HL relied on Atherotech's representations that Atherotech had no contingent liabilities.
 - 94. Also, Atherotech provided HL with certain financial data and projections.
- 95. Atherotech's projections, however, did not include any changes to its business processes that might result from the inability to pay P&H Fees.
- 96. Pursuant to the Solvency Opinion, HL opined that Atherotech's value was predicated in large part on the "Company's strong patents and trade secrets" providing "protection from competitive threats."
- 97. Atherotech paid the Dividend on June 28, 2013, principally from funds borrowed under the Credit Agreement.
- 98. The largest Holdings Shareholder Fund IV, which owned 94% of the stock in Holdings and controlled three of the five seats on Holdings' board of directors received its portion of the Dividend in the amount of \$31,433,596.05 (the "Fund Dividend").

Case 2:18-cv-00514-ACA Document 1-1 Filed 03/30/18 Page 24 of 135 DOCUMENT 2

- 99. The remaining Holdings Shareholders received their portions of the Dividend as follows:
 - a. Behrman Brothers received \$87,374.00;
 - b. MidCap received \$351,890.70;
- 100. None of the Holdings Shareholders provided the Debtors with any consideration for the portion of the Dividend that they received.
- 101. Pursuant to Fund IV's governing documents, in certain circumstances whenever Fund IV receives a distribution on one of its investments it must distribute the entirety of those funds within ten days of receipt.
- 102. On July 3, 2013, Fund IV distributed the entirety of the Fund Dividend to its Limited Partners and general partner Behrman Brothers as follows:
 - a. AXA PF received \$6,173,075;
 - b. AXA PC received \$864,230;
 - c. Core Americas received \$1,024,730;
 - d. CSSP received \$123,461;
 - e. Global Fund received \$1,543,269;
 - f. MetLife received \$3,086,538;
 - g. PGDI received \$925,961;
 - h. PGGOS received \$925,961;
 - i. PE Holding received \$3,703,847;
 - j. Portfolio Advisors received \$617,308;
 - k. StepStone Cayman received \$795,512;

Case 2:18-cv-00514-ACA Document 1-1 Filed 03/30/18 Page 25 of 135 DOCUMENT 2

- 1. StepStone received \$648,988;
- m. Ireland received \$1,851,923;
- n. Varma received \$6,173,075;
- o. ASF received \$1,604,999;
- p. Behrman Brothers received \$1,370,719.
- 103. The Limited Partners received their portions of the Fund Dividend, totaling \$30,062,877.
- 104. Behrman Brothers received its portion of the Fund Dividend totaling \$1,370,719 (the "Behrman Brothers Fund IV Dividend"), and distributed it, in part, to the Behrman Brothers Members as follows:
 - a. Zeitlin received \$3,332;
 - b. GM Behrman received \$3,332;
 - c. Chiate received \$21,308;
 - d. Dieber received \$76,448;
 - e. DEB Trust received \$129,960;
 - f. Grimes received \$5,504;
 - g. KEB Trust received \$129,960;
 - h. Lonergan received \$243,206;
 - i. Matthes received \$312,760;
 - j. Rapport received \$31,396;
 - k. Shah received \$23,546;
 - 1. Wu received \$76,448.

- 105. Immediately after the Dividend Recap, at the end of June 2013, Atherotech had total assets with a book value of \$45,244,096, and total liabilities with a book value of \$51,045,820.
- 106. At the end of June 2013, 45% of Atherotech's assets were intangible (i.e., goodwill, customer relationships, licenses, and patents).
- 107. The Debtors paid the Dividend when it was aware that it was under investigation by the DOJ and had unrecorded contingent liabilities of \$107,073,000 for its violations of the False Claims Act.
- 108. At the time of the Dividend Recap, Atherotech having assets of only \$45,244,096 could not pay its liabilities, including the unrecorded contingent liabilities of \$107,073,000 for violations of the False Claims Act, as they became due.

N. The OIG Fraud Alert

- 109. The business plan developed by Behrman Management proved detrimental to Atherotech.
- 110. On June 25, 2014, the U.S. Department of Health and Human Services, Office of Inspector General ("HHS") issued that certain Special Fraud Alert: Laboratory Payments to Referring Physicians (the "Fraud Alert").
- 111. Pursuant to the Fraud Alert, the HHS confirmed its long-standing position: that P&H Fees paid to physicians were viewed as an incentive or inducement and violated the Anti-Kickback Statute. And such payments were illegal and violated Federal Anti-Kickback Statute and the Civil False Claims Act.

O. Mintz Levin's Representation

- 112. Commencing in January 2011, Mintz Levin undertook to represent Atherotech under a general engagement letter.
- 113. Mintz Levin's engagement letter provided that Mintz Levin would, "provide such legal and regulatory advice as [the Debtor] may request."
- 114. Soon after Atherotech retained Mintz Levin, Atherotech requested legal and regulatory advice from Mintz Levin concerning, among other things, Atherotech's compliance with healthcare statutes and regulations.
- 115. Specifically, Atherotech retained Mintz Levin to advise Atherotech as to the legality and permissibility of making P&H Fee payments to physicians.
- 116. Mintz Levin also advised Atherotech concerning how to address practices of several of Atherotech's competitors who were making larger P&H Fee payments than Atherotech.
- 117. In this regard, Mintz Levin advised Atherotech to report its competitor's practices to the U.S. Department of Justice (the "DOJ").
- 118. Atherotech took Mintz Levin's advice, but expressed concern to Mintz Levin that reporting the competitor's conduct to the DOJ could result in the DOJ investigating Atherotech for Atherotech's practices of paying P&H fees to physicians.
- 119. For example, early in Mintz Levin's engagement, in April 2011, Robert Flaherty a member of Atherotech's Board of Directors emailed Hope Foster at Mintz Levin stating, "We would like to hear from you the extent to which we ourselves may be at risk based on what Mike and others have described to you and for what you have further learned by appropriate questions you have posed to them to unearth what you need to know to make such judgments."

- 120. Similarly, Michael Mullen Atherotech's CEO emailed Hope Foster at Mintz Levin stating that Atherotech would "need to have legal advice/opinion on the likelihood there is an action, and if so, if we are a part of that action, what does it mean potentially to us in terms of risk."
- 121. Despite Atherotech's concerns, Mintz Levin advised and re-assured Atherotech they should report their competitors' conduct to the DOJ regarding payment of P&H fees.

 Atherotech relied on Mintz Levin's advice in going to the DOJ to report on its competitors.
- 122. On or before September 7, 2012, the Department of Justice (the "DOJ") began an investigation regarding Atherotech's claims submitted to Medicare.
- 123. Specifically, the DOJ was investigating (a) whether Atherotech's payments to physicians were kickbacks to induce physicians to order the VAP test from Atherotech in violation of the Federal Anti-Kickback Statute (42 U.S.C. § 1320a-7b), and (b) whether Atherotech had submitted false claims against Medicare or other federal healthcare programs for medically unnecessary tests in violation of the False Claims act (31 U.S.C. §§3729-3730).
- 124. Violations of the False Claims Act include treble damages, that is three times the amount of the false or fraudulent claim; and a penalty of not less than \$5,500 and not more than \$11,000 for each claim.
 - 125. Mintz Levin represented Atherotech with regard to the DOJ investigation.
- 126. Even during the DOJ investigation, with Mintz Levin's knowledge, Atherotech continued to make P&H Fee payments to physicians.
- 127. Mintz Levin either knew or should have known that Atherotech's practice of paying P&H Fees put Atherotech at risk of violating the False Claims Act.

- 128. At no time during Mintz Levin's representation of Atherotech did Mintz Levin ever advise Atherotech to stop making P&H Fee payments to physicians.
- 129. Despite failing to advise Atherotech to stop making P&H Fee payments to physicians after repeated expressions of concern from Atherotech, Mintz Levin invoiced and Atherotech paid for legal services totaling \$619,673.83 for Mintz Levin's representation of Atherotech.
- 130. Mintz Levin invoiced Atherotech for an additional \$1,748,337.26 related to representing and defending Atherotech during the DOJ investigation.
- 131. As of the Petition Date, Atherotech had contingent liabilities for violations of the False Claims Act in the amount of approximately \$107,073,000 for P&H Fees that Atherotech paid from the beginning of Mintz Levin's representation in January 2011, through the date of the Dividend Recap.
- 132. In Atherotech's bankruptcy case, the U.S. government, by and through two relators, has claims for more than \$26.4 million based on Atherotech's payment of P&H Fees.
- 133. Mintz Levin filed a claim in Atherotech's bankruptcy case for \$181,397.99 for unpaid fees and expenses.

P. Atherotech's Financial Collapse

- 134. By July 2014, just a little over a year after the Dividend Recap, Atherotech was no longer able to pay P&H Fees.
- 135. Consequently, Atherotech's revenues decreased significantly due to the removal of this incentive for doctors to promote Atherotech tests for their patients.
 - 136. The HL Solvency Opinion did not account for this foreseeable event in any way.

Case 2:18-cv-00514-ACA Document 1-1 Filed 03/30/18 Page 30 of 135 DOCUMENT 2

- 137. By July 2015, Fund IV had to invest another \$3 million into Atherotech because of weaker sales in 2014.
- 138. In August of 2015, Fund IV invested an additional \$1.9 million into Atherotech to cure a default under the Credit Agreement.
- 139. In October 2015, Fund IV invested an additional \$2 million into Atherotech to provide Atherotech with liquidity to pay its bills as they became due.
- 140. By December 2015, the Fund wrote down the value of its investment in Atherotech to \$1 million.
 - 141. The Trustee ultimately sold Atherotech's assets for \$19.6 million.

Count I

Intentionally Fraudulent Transfer (Bankruptcy Code § 544 and Ala. Code § 8-9A-4(a))

Against all Defendants except Mintz Levin and Behrman Management

- 142. The Trustee adopts and incorporates all the previous paragraphs in this Complaint as if fully stated herein.
- 143. Fund IV by virtue of controlling three of the five seats on the Holdings Board controlled the Debtors and were insiders of the Debtors.
 - 144. Each of the Directors was an insider of the Debtors.
 - 145. Each of the Officers was an insider of the Debtors.
- 146. Prior to the Debtors paying the Dividend, the DOJ was investigating Atherotech for violations of Federal Anti-Kickback Statutes and violations of the False Claims Act.
- 147. None of the Holdings Shareholders provided the Debtors with any consideration for the portion of the Dividend that they received.
- 148. Atherotech paid the Dividend on the same day that it incurred a substantial debt in the form of the \$40 million obligation to the Lenders.

- 149. On the day that Atherotech paid the Dividend, it had assets with a book value of \$45,244,096, and total liabilities with a book value of \$51,045,820.
- 150. Furthermore, Atherotech had unrecorded contingent liabilities for violations of the False Claims Act in the amount of approximately \$107,073,000.
 - 151. Atherotech was insolvent on the day that it paid the Dividend.
- 152. The Debtors paid the Dividend with the actual intent to hinder, delay, or defraud its creditors.

Count II

Constructively Fraudulent Transfer (Bankruptcy Code § 544 and Ala. Code § 8-9A-4(c))

Against all Defendants except Mintz Levin and Behrman Management

- 153. The Trustee adopts and incorporates all the previous paragraphs in this Complaint as if fully stated herein.
- 154. None of the Holdings Shareholders provided the Debtors with any consideration for the portion of the Dividend that they received.
- 155. With each Medicare-covered blood sample that Atherotech received and tested from physicians that received P&H fees, it received revenue of \$140 to \$150 per sample, and incurred a liability under the False Claims act for \$5,500.
- 156. Given the Debtor's loss on each Medicare-covered blood sample that Atherotech tested from physicians that received P&H fees, the Debtors had unreasonably small capital at the time of the Dividend.
- 157. Furthermore, given the Debtor's loss on each Medicare-covered blood sample that Atherotech tested from physicians that received P&H fees, the Debtors incurred, or should have believed that they would incur, debts to the Lenders that were beyond the Debtors' ability to pay.
 - 158. The Dividend was constructively fraudulent as to the Debtors' creditors.

Count III

Constructively Fraudulent Transfer (Bankruptcy Code § 544 and Ala. Code § 8-9A-(a))

Against all Defendants except Mintz Levin and Behrman Management

- 159. The Trustee adopts and incorporates all the previous paragraphs in this Complaint as if fully stated herein.
- 160. The Lenders, who provided a loan to the Debtors before the Debtors paid the Dividend, have a claim against the Debtors that was antecedent to the Dividend.
- 161. None of the Holdings Shareholders provided the Debtors with any consideration for the portion of the Dividend that they received.
- 162. On the day that Atherotech paid the Dividend, it had assets with a book value of \$45,244,096, and total liabilities with a book value of \$51,045,820.
- 163. Furthermore, Atherotech had unrecorded contingent liabilities for violations of the False Claims Act in the amount of \$107,073,000.
 - 164. Atherotech was insolvent on the day that it paid the Dividend.
 - 165. The Dividend was constructively fraudulent as to the Lenders.

Count IV

Recovery of Fraudulent Transfer (Bankruptcy Code § 550(a)(1)) - Holdings Shareholders

- 166. The Trustee adopts and incorporates all the previous paragraphs in this Complaint as if fully stated herein.
 - 167. The Shareholders were the initial parties to receive the Dividend.
 - 168. Furthermore, the Debtors paid the Dividend for the benefit of the Shareholders.
 - 169. The Trustee may recover the Dividend from the Shareholders.

Count V

Recovery of Fraudulent Transfer (Bankruptcy Code § 550(a)(1)) - Fund IV Partners

- 170. The Trustee adopts and incorporates all the previous paragraphs in this Complaint as if fully stated herein.
- 171. Fund IV had no discretion to direct or control the Fund Dividend that Fund IV received from the Debtors.
- 172. Rather, the Fund Dividend passed through Fund IV, penny-for-penny, and went to the Fund IV Partners.
- 173. The Fund IV Partners were the beneficiaries of the Dividend to the extent they received such funds.
- 174. The Trustee may recover the Dividend from the Fund IV Partners to the extent they received a portion of the Dividend.

Count VI

Recovery of Fraudulent Transfer (Bankruptcy Code § 550(a)(2)) - Fund IV Partners

- 175. The Trustee adopts and incorporates all the previous paragraphs in this Complaint as if fully stated herein.
- 176. After receiving the Fund Dividend, Fund IV paid the entirety of the Fund Dividend to the Fund IV Partners.
- 177. The Fund IV Partners are each immediate or mediate transferees of the Fund Dividend from Fund IV.
 - 178. The Trustee may recover the Fund Dividend from the Fund IV Partners.

Count VII

Recovery of Fraudulent Transfer (Bankruptcy Code § 550(a)(2)) – Behrman Brothers Members

179. The Trustee adopts and incorporates all the previous paragraphs in this Complaint as if fully stated herein.

- 180. After receiving the Behrman Brothers Fund IV Dividend, Behrman Brothers paid the entirety of the Behrman Brothers Fund IV Dividend to the Behrman Brothers Members.
- 181. The Behrman Brothers Members are each immediate or mediate transferees of the Behrman Brothers Fund IV Dividend from Behrman Brothers.
- 182. The Trustee may recover the Behrman Brothers Fund IV Dividend from the Behrman Brothers Members.

Count VIII Negligence – Behrman Management

- 183. The Trustee adopts and incorporates all the previous paragraphs in this Complaint as if fully stated herein.
- 184. As Atherotech's financial and operational advisor, Behrman Management had a duty to provide reasonable and sound advice to Atherotech regarding its business practices.
- 185. Behrman Management breached its common law duties to Atherotech by negligently failing to provide reasonable and sound business advice.
- 186. Behrman Management breached its duty in failing to advise Atherotech regarding the appropriate levels of debt and equity that Atherotech should maintain.
- 187. Behrman Management breached its duties to Atherotech by encouraging Atherotech to pay out the Dividend whereby Atherotech became more insolvent and threatened Atherotech's ability to be a long-term going concern.
- 188. Behrman Management also breached its duty to Atherotech by advising Atherotech to engage in a business strategy that would increase the company's payments of P&H Fees, which were illegal kickbacks to physicians. Behrman Management continued this advice from 2010 to June 2014.

- 189. Moreover, Behrman Management breached its duties to Atherotech by failing to advise the company to stop paying P&H Fees when the DOJ notified Atherotech in September 2012 that it was being investigated for possible kickback payments to physicians.
- and implement a reasonable strategy to respond to the changing competitive landscape that was created by the 2014 Fraud Alert. Behrman Management failed to have a contingency plan in place in order to respond to the anticipated 2014 Fraud Alert, and the initiatives advanced by Behrman Management were hastily put together in disregard of the most basic decision-making processes. Moreover, Behrman Management was negligent in advising Atherotech to change its billings practices in 2015, which led to further financial harm to the Debtors.
- 191. As a proximate cause of Behrman Management's multiple breaches of its duty to provide sound and reasonable advice to Atherotech, Atherotech was forced to file for Chapter 7 bankruptcy in March 2016.
- 192. As a result of Behrman Management's breaches, Atherotech suffered damages in the form of lost profits and exposed the company to avoidable liabilities, including unnecessary legal expenses and exposure to the federal government.

Count IX Breach of Contract – Behrman Management

- 193. The Trustee adopts and incorporates all the previous paragraphs in this Complaint as if fully stated herein.
- 194. Atherotech and Behrman Management entered into a contract whereby Behrman Management agreed to serve as Atherotech's financial and operational advisor.
- 195. Behrman Management breached the contract with Atherotech by failing to provide reasonable and sound business advice. Behrman Management failed to advise

Atherotech regarding the appropriate levels of debt and equity that Atherotech should maintain. Behrman Management breached the contract by encouraging Atherotech to pay out as a dividend in 2013 an amount that left the company insolvent and threatened Atherotech's ability to be a long-term going concern.

196. Behrman Management also breached its contract by advising Atherotech to engage in a business strategy that would increase the company's payments of P&H fees, which were illegal kickbacks to physicians. Moreover, Behrman Management breached its contractual duties by failing to advise the company to stop paying P&H fees when the government notified Atherotech in September 2012 that it was being investigated for possible kickback payments to physicians. Behrman Management further breached its duty to Atherotech by failing to create and implement a reasonable strategy to respond to the changing competitive landscape that was created by the 2014 Fraud Alert.

197. As a proximate cause of Behrman Management's multiple breaches of its contractual obligations, Atherotech was forced to file for Chapter 7 bankruptcy in March 2016. As a result of Behrman Management's breaches, Atherotech suffered damages in the form of lost profits and exposed the company to avoidable liabilities, including unnecessary legal expenses and exposure to the federal government.

Count X Breach of Fiduciary Duty – Behrman Management

198. The Trustee adopts and incorporates all the previous paragraphs in this Complaint as if fully stated herein.

199. As Atherotech's financial and operational advisors, Behrman Management had a

fiduciary duty to Atherotech to provide the company with financial and business advice that was

in Atherotech's best interest.

200. Behrman Management breached its fiduciary duties to Atherotech. Behrman

Management breached its duty in failing to advise Atherotech regarding the appropriate levels of

debt and equity that Atherotech should maintain. Behrman Management breached its duties to

Atherotech by encouraging Atherotech to pay out as a dividend in 2013 an amount that left the

company insolvent and threatened Atherotech's ability to be a long-term going concern.

201. Behrman Management also breached its duty to Atherotech by advising

Atherotech to engage in a business strategy that would increase the company's payments of P&H

fees, which were illegal kickbacks to physicians. Moreover, Behrman Management breached its

duties to Atherotech by failing to advise the company to stop paying P&H fees when the

government notified Atherotech in September 2012 that it was being investigated for possible

kickback payments to physicians.

202. As a proximate cause of Behrman Management's multiple breaches of its

fiduciary duties, Atherotech was forced to file for Chapter 7 bankruptcy in March 2016. As a

result of Behrman Management's breaches, Atherotech suffered damages in the form of lost

profits and exposed the company to avoidable liabilities, including unnecessary legal expenses

and exposure to the federal government.

Count XI

Unjust Enrichment against Mintz Levin - Payments for regulatory advice

- 203. The Trustee adopts and incorporates all the previous paragraphs in this Complaint as if fully stated herein.
- 204. Atherotech paid Mintz Levin \$619,673.83 to provide Atherotech with competent regulatory advice concerning among other things the legality of paying P&H Fees.
- 205. In making these payments to Mintz Levin, Atherotech expected to receive competent regulatory advice concerning, among other things, the legality of paying P&H Fees.
- 206. Mintz Levin failed to provide Atherotech with competent regulatory advice concerning, among other things, the legality of paying P&H Fees.
- 207. Mintz Levin became unjustly enriched by the payment of \$2,368,011.09 from Atherotech for Mintz Levin's advice and/or lack of advice on the legality of paying P&H fees.

Count XII Negligence - Mintz Levin

- 208. The Trustee adopts and incorporates all the previous paragraphs in this Complaint as if fully stated herein.
- 209. When Mintz Levin undertook the represent Atherotech under its general engagement letter, Mintz Levin assumed the duty to advise Atherotech with regard to Atherotech's healthcare regulatory-related practices in a professional manner.
- 210. Despite knowing that Atherotech was paying P&H Fees and running a risk by doing so, Mintz Levin never advised Atherotech to stop paying P&H Fees.
- 211. Rather, Mintz Levin allowed Atherotech to continue to this risk and ultimately have substantial unreported liabilities to the government for its violations of the False Claims Act; liabilities totaling at a minimum \$26.4 million.
- 212. Despite knowing that Atherotech was paying P&H Fees and running a risk by doing so, Mintz Levin advised Atherotech to complain to the DOJ concerning Atherotech's

competitors' practices of paying P&H Fees and admit to the DOJ that Atherotech was paying P&H Fees.

- 213. After Atherotech acted on Mintz Levin's advice, and based on Atherotech's disclosures of paying P&H Fees itself, the DOJ began an investigation into Atherotech's practice of paying P&H Fees.
- 214. This investigation led to Atherotech paying Mintz Levin \$1,748,337.26 for representation related to the DOJ investigation.
- 215. Altogether, Mintz Levin's failure to competently advise regarding ceasing to pay P&H Fees resulted in False Act Claims against Atherotech for a minimum of \$26.4 million and Mintz Levin's actual advice cost Atherotech \$1,748,337.26 in unnecessary legal fees. Mintz Levin breached the standard of care applicable to attorneys providing advice in Alabama to an Alabama client as it related to Mintz Levin's acts and omissions concerning the legality of paying P&H fees as referenced above.

Count XIII Objection to Mintz Levin's Claim

- 216. The Trustee adopts and incorporates all the previous paragraphs in this Complaint as if fully stated herein.
 - 217. The Trustee objects to Mintz Levin's claim.
- 218. Because Mintz Levin was negligent when representing Atherotech, Mintz Levin is not entitled to a claim against Atherotech.

WHEREFORE, the Trustee respectfully requests that this Court:

A. To enter judgment in favor of Trustee and against Defendants and each of them jointly and severally, in an amount to be proven at trial;

Case 2:18-cv-00514-ACA Document 1-1 Filed 03/30/18 Page 40 of 135 DOCUMENT 2

- B. Award direct and, if applicable, consequential, incidental, and punitive damages in an amount to be determined at trial;
 - C. Award costs, as provided by law; and
- D. Enter judgment awarding such other further relief as this Court deems just and equitable.

Respectfully submitted,

/s/ Bill D. Bensinger

Daniel D. Sparks
Richard E. Smith
Bill D. Bensinger

Jonathan W. Macklem

Attorneys for Thomas E. Reynolds, Trustee

OF COUNSEL:

CHRISTIAN & SMALL, LLP 1800 Financial Center 505 North 20th Street Birmingham, Alabama 35203

Tel: 205-250-6626 Fax: 205-328-7234

Email: bdb@csattorneys.com

JURY DEMAND

Plaintiff respectfully requests all issues be decided by a struck jury.

/s/ Bill D. Bensinger
Of Counsel

SUMMONS - CIVIL -

IN THE CIRC	CUIT COURT OF JEFFERSON COU	NTY, ALABAMA
THOMAS E. REY	NOLDS TRUSTEE V. BEHRMAN CA	APITAL IV L.P. ET AL
NOTICE TO: BEHRMAN CAPITAL IV L.P., CO	RPORATION SERVICE COMPA 251 LITTLE FALLS	S DR., WILMINGTON, DE 19808
	(Name and Address of Defer	ndant)
TAKE IMMEDIATE ACTION TO PROTE ORIGINAL OF YOUR WRITTEN ANSWE	ECT YOUR RIGHTS. YOU OR YOUR R. EITHER ADMITTING OR DENYING IN OF THIS COURT. A COPY OF YOUNGY TO THE PLAINTIFF(S) OR ATTOR	SUMMONS IS IMPORTANT, AND YOU MUST ATTORNEY ARE REQUIRED TO FILE THE EACH ALLEGATION IN THE COMPLAINT OR UR ANSWER MUST BE MAILED OR HAND ENEY(S) OF THE PLAINTIFF(S),
	[Name(s) of Attorney(s)]	
WHOSE ADDRESS(ES) IS/ARE: 505 No.	th 20th Street, Suite 1800, BIRMINGHA! [Address(es) of Plaint	
	DELIVERED WITHIN 30 DAYS AFTE IN YOU OR A JUDGMENT BY DEFAUL	ER THIS SUMMONS AND COMPLAINT OR IT MAY BE RENDERED AGAINST YOU FOR
TO ANY SHERIFF OR AN	IY PERSON AUTHORIZED BY THE PROCEDURE TO SERVE PROCES	
☐ You are hereby commanded to set this action upon the above-named	rve this Summons and a copy of the	Complaint or other document in
Service by certified mail of this Sur		THOMAS E. REYNOLDS
pursuant to the Alabama Rules of	•	[Name(s)]
3/3/2018 12:10:55 PM	/s/ ANNE-MARIE AD	DAMS By:
(Date)	(Signature of Clerk)	
✓ Certified Mail is hereby requested.		
	(Plaintiff's/Attorney's Signa	iture)
☐ Return receipt of certified mail rece	RETURN ON SERVICE	
Return receipt of certified mail rece	aved in this office on	(Date)
1 certify that I personally delivered	a copy of this Summons and Compla	
	in	County,
(Name of Person Served)		(Name of County)
Alabama on		
(Date)		
		(Address of Server)
(Type of Process Server)	(Server's Signature)	
	(Server's Printed Name)	(Phone Number of Server)

State of Alabama Court Case Number SUMMONS 01-CV-2018-900889.00 Unified Judicial System - CIVIL -Form C-34 Rev. 4/2017 IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA THOMAS E. REYNOLDS TRUSTEE V. BEHRMAN CAPITAL IV L.P. ET AL NOTICE TO: BEHRMAN BROTHERS IV L.L.C., CORPORATION SERVICE COMPA 251 LITTLE FALLS DR., WILMINGTON, DE 19808 (Name and Address of Defendant) THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S), **BILL DELONEY BENSINGER** [Name(s) of Attorney(s)] WHOSE ADDRESS(ES) IS/ARE: 505 North 20th Street, Suite 1800, BIRMINGHAM, AL 35203 [Address(es) of Plaintiff(s) or Attorney(s)] THE ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT. TO ANY SHERIFF OR ANY PERSON AUTHORIZED BY THE ALABAMA RULES OF CIVIL PROCEDURE TO SERVE PROCESS: You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant. THOMAS E. REYNOLDS Service by certified mail of this Summons is initiated upon the written request of TRUSTEE [Name(s)] pursuant to the Alabama Rules of the Civil Procedure. /s/ ANNE-MARIE ADAMS By: 3/3/2018 12:10:55 PM (Name) (Signature of Clerk) (Date) /s/ BILL DELONEY BENSINGER Certified Mail is hereby requested. (Plaintiff's/Attorney's Signature) RETURN ON SERVICE Return receipt of certified mail received in this office on I certify that I personally delivered a copy of this Summons and Complaint or other document to County, (Name of County) (Name of Person Served) Alabama on ____ (Date) (Address of Server) (Server's Signature) (Type of Process Server) (Server's Printed Name) (Phone Number of Server)

SUMMONS - CIVIL -

Form C-34 Rev. 4/2017	OTVIL	
	I THE CIRCUIT COURT OF JEFFERSON AS E. REYNOLDS TRUSTEE V. BEHRN	
NOTICE TO: MIDCAP FINANC	IAL INVESTMENT, LP, CORPORATION TRUST COMPAI	NY 1209 ORANGE STREET, WILMINGTON, DE 19801
	(Name and Address	of Defendant)
TAKE IMMEDIATE ACTION ORIGINAL OF YOUR WRITT OTHER DOCUMENT, WITH	TO PROTECT YOUR RIGHTS. YOU OR TEN ANSWER, EITHER ADMITTING OR DEN THE CLERK OF THIS COURT. A COPY OF DUR ATTORNEY TO THE PLAINTIFF(S) OR A	THIS SUMMONS IS IMPORTANT, AND YOU MUST YOUR ATTORNEY ARE REQUIRED TO FILE THE NYING EACH ALLEGATION IN THE COMPLAINT OR OF YOUR ANSWER MUST BE MAILED OR HAND ATTORNEY(S) OF THE PLAINTIFF(S),
· · ·	[Name(s) of Attorney(s)]	
WHOSE ADDRESS(ES) IS/A	RE: 505 North 20th Street, Suite 1800, BIRMI [Address(es)	NGHAM, AL 35203 of Plaintiff(s) or Attorney(s)]
OTHER DOCUMENT WERE		S AFTER THIS SUMMONS AND COMPLAINT OR DEFAULT MAY BE RENDERED AGAINST YOU FOR OTHER DOCUMENT.
TO ANY SHER	IFF OR ANY PERSON AUTHORIZED B PROCEDURE TO SERVE P	
this action upon the abo	nded to serve this Summons and a copy ove-named Defendant. I of this Summons is initiated upon the wr	THOMAS E. REYNOLDS
	a Rules of the Civil Procedure.	[Name(s)] RIE ADAMS By:
✓ Certified Mail is hereby	requested. /s/ BILL DELO (Plaintiff's/Attorney	NEY BENSINGER y's Signature)
	RETURN ON SERV	/ICE
Return receipt of certific	ed mail received in this office on	•
☐ I certify that I personally	delivered a copy of this Summons and C	(Date) Complaint or other document to
27	in	County,
(Name of Pe	erson Served)	(Name of County)
Alabama on	•	
Alabalila Uli	(Date)	
	(Date)	(Address of Server)
(Type of Process Server)	(Server's Signature)	(Allerton Landson Land
	(Server's Printed Name)	(Phone Number of Server)

SUMMONS - CIVIL -

	- CIVIL -	
	THE CIRCUIT COURT OF JEFFERSON CO AS E. REYNOLDS TRUSTEE V. BEHRMAN	
NOTICE TO: CORE AMERICAS	S/GLOBAL HOLDINGS, LP, CORPORATION TRUST COMPANY	1209 ORANGE STREET, WILMINGTON, DE 19801
	(Name and Address of De	fendant)
TAKE IMMEDIATE ACTION ORIGINAL OF YOUR WRITT OTHER DOCUMENT, WITH		R ATTORNEY ARE REQUIRED TO FILE THE GEACH ALLEGATION IN THE COMPLAINT OR YOUR ANSWER MUST BE MAILED OR HAND
	[Name(s) of Attorney(s)]	
WHOSE ADDRESS(ES) IS/A	RE: 505 North 20th Street, Suite 1800, BIRMINGH	AM, AL 35203 intiff(s) or Attorney(s)]
OTHER DOCUMENT WERE	MAILED OR DELIVERED WITHIN 30 DAYS AF SERVED ON YOU OR A JUDGMENT BY DEFAI INGS DEMANDED IN THE COMPLAINT OR OTH	ULT MAY BE RENDERED AGAINST YOU FOR
TO ANY SHER	IFF OR ANY PERSON AUTHORIZED BY THE PROCEDURE TO SERVE PROC	
☐ You are hereby comma	nded to serve this Summons and a copy of the	
this action upon the abo		THOMAS E. REYNOLDS
-	I of this Summons is initiated upon the written	
	a Rules of the Civil Procedure.	[Name(s)]
3/3/2018 12:10:55 I		ADAMS By:
(Date)	(Signature of Cle	
☑ Certified Mail is hereby	requested. /s/ BILL DELONEY (Plaintiff's/Attorney's Sig	
	· · · · · · · · · · · · · · · · · · ·	
	RETURN ON SERVICE	
Return receipt of certifie	RETURN ON SERVICE and mail received in this office on	· · · · · · · · · · · · · · · · · · ·
-		(Date)
☐ I certify that I personally	ed mail received in this office on delivered a copy of this Summons and Comp in	(Date) plaint or other document toCounty,
☐ I certify that I personally	ed mail received in this office on	(Date)
☐ I certify that I personally	ed mail received in this office on delivered a copy of this Summons and Compin erson Served)	(Date) plaint or other document toCounty,
☐ I certify that I personally	ed mail received in this office on delivered a copy of this Summons and Comp in	(Date) plaint or other document toCounty,
☐ I certify that I personally	ed mail received in this office on delivered a copy of this Summons and Compin erson Served)	(Date) claint or other document to County, (Name of County)
I certify that I personally (Name of Personally) Alabama on	ed mail received in this office on delivered a copy of this Surnmons and Comp in erson Served) (Date)	(Date) claint or other document toCounty, (Name of County)
I certify that I personally (Name of Personally) Alabama on	ed mail received in this office on	(Date) Plaint or other document to County, (Name of County) (Address of Server)
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I certify that I personally (Name of Per	ed mail received in this office on	(Date) Plaint or other document to County, (Name of County) (Address of Server)

State of Alabama Court Case Number SUMMONS Unified Judicial System 01-CV-2018-900889.00 - CIVIL -Form C-34 Rev. 4/2017 IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA THOMAS E. REYNOLDS TRUSTEE V. BEHRMAN CAPITAL IV L.P. ET AL NOTICE TO: CS STRATEGIC PARTNERS IV INVESTMENTS, LP, 11 MADISON AVE 16TH FLOOR, NEW YORK, NY 10010 (Name and Address of Defendant) THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S), **BILL DELONEY BENSINGER** [Name(s) of Attorney(s)] WHOSE ADDRESS(ES) IS/ARE: 505 North 20th Street, Suite 1800, BIRMINGHAM, AL 35203 [Address(es) of Plaintiff(s) or Attorney(s)] THE ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT. TO ANY SHERIFF OR ANY PERSON AUTHORIZED BY THE ALABAMA RULES OF CIVIL PROCEDURE TO SERVE PROCESS: You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant. THOMAS E. REYNOLDS Service by certified mail of this Summons is initiated upon the written request of TRUSTEE [Name(s)] pursuant to the Alabama Rules of the Civil Procedure. 3/3/2018 12:10:55 PM /s/ ANNE-MARIE ADAMS By: (Date) (Signature of Clerk) (Name) /s/ BILL DELONEY BENSINGER Certified Mail is hereby requested. (Plaintiff's/Attorney's Signature) RETURN ON SERVICE Return receipt of certified mail received in this office on ☐ I certify that I personally delivered a copy of this Summons and Complaint or other document to County. (Name of Person Served) (Name of County) Alabama on (Address of Server) (Type of Process Server) (Server's Signature) (Server's Printed Name) (Phone Number of Server)

SUMMONS - CIVIL -

Form C-34 Rev. 4/2017	OIVIE	1
	THE CIRCUIT COURT OF JEFFERSON OF S.E. REYNOLDS TRUSTEE V. BEHRMA	
NOTICE TO: GLOBAL FUND PA	RTNERS II, LP, CORPORATION TRUST COMPANY 1209	ORANGE STREET, WILMINGTON, DE 19801
	(Name and Address of	Defendant)
TAKE IMMEDIATE ACTION ORIGINAL OF YOUR WRITTE OTHER DOCUMENT, WITH	TO PROTECT YOUR RIGHTS. YOU OR YO EN ANSWER, EITHER ADMITTING OR DENYI THE CLERK OF THIS COURT. A COPY OF JR ATTORNEY TO THE PLAINTIFF(S) OR AT	HIS SUMMONS IS IMPORTANT, AND YOU MUST OUR ATTORNEY ARE REQUIRED TO FILE THE ING EACH ALLEGATION IN THE COMPLAINT OR YOUR ANSWER MUST BE MAILED OR HAND TORNEY(S) OF THE PLAINTIFF(S),
	[Name(s) of Attorney(s)]	
WHOSE ADDRESS(ES) IS/AF	RE: 505 North 20th Street, Suite 1800, BIRMING [Address(es) of I	GHAM, AL 35203 . Plaintiff(s) or Attorney(s)]
OTHER DOCUMENT WERE S		AFTER THIS SUMMONS AND COMPLAINT OR FAULT MAY BE RENDERED AGAINST YOU FOR THER DOCUMENT.
TO ANY SHERI	FF OR ANY PERSON AUTHORIZED BY PROCEDURE TO SERVE PRO	
You are hereby comman	ded to serve this Summons and a copy of	the Complaint or other document in
this action upon the above		THOMAS E. REYNOLDS
	of this Summons is initiated upon the writte	
	Rules of the Civil Procedure.	[Name(s)]
3/3/2018 12:10:55 P		E ADAMS By:
(Date)	(Signature of C	
	4.4 DELONE	TV DENIGIBIOED
☑ Certified Mail is hereby n	equested. /s/ BILL DELONE (Plaintiffs/Attorney's	
	RETURN ON SERVIC	E
Return receipt of certified	I mail received in this office on	·
		(Date)
I certify that I personally	delivered a copy of this Summons and Cor	
	in	County,
(Name of Pers	on Served)	(Name of County)
Alabama on		
	(Date)	
		(Address of Server)
(Type of Process Server)	(Server's Signature)	
	(Server's Printed Name)	(Phone Number of Server)

SUMMONS - CIVIL -

IN THE CIR	CUIT COURT OF JEFFERSON COL	JNTY, ALABAMA
	NOLDS TRUSTEE V. BEHRMAN C	
NOTICE TO: METLIFE INSURANCE COMPA	·	
	(Name and Address of Defe	endant)
TAKE IMMEDIATE ACTION TO PROTI ORIGINAL OF YOUR WRITTEN ANSWE	ECT YOUR RIGHTS. YOU OR YOUR ER, EITHER ADMITTING OR DENYING RK OF THIS COURT. A COPY OF YO	SUMMONS IS IMPORTANT, AND YOU MUST ATTORNEY ARE REQUIRED TO FILE THE EACH ALLEGATION IN THE COMPLAINT OR DUR ANSWER MUST BE MAILED OR HAND RNEY(S) OF THE PLAINTIFF(S),
-	[Name(s) of Attorney(s)]	
WHOSE ADDRESS(ES) IS/ARE: 505 No		
	[Address(es) of Plain	tiff(s) or Attorney(s)]
THE ANSWER MUST BE MAILED OR OTHER DOCUMENT WERE SERVED OF THE MONEY OR OTHER THINGS DEM	ON YOU OR A JUDGMENT BY DEFAUL	ER THIS SUMMONS AND COMPLAINT OR LT MAY BE RENDERED AGAINST YOU FOR R DOCUMENT.
TO ANY SHERIFF OR AN	NY PERSON AUTHORIZED BY THE PROCEDURE TO SERVE PROCE	
☐ You are hereby commanded to se	rve this Summons and a copy of the	Complaint or other document in
this action upon the above-named	Defendant.	THOMAS E. REYNOLDS
Service by certified mail of this Su	mmons is initiated upon the written re	
pursuant to the Alabama Rules of	the Civil Procedure.	[Name(s)]
3/3/2018 12:10:55 PM	/s/ ANNE-MARIE AD	DAMS By:
(Date)	(Signature of Clerk	
☑ Certified Mail is hereby requested.	/s/ BILL DELONEY E (Plaintiffs/Attorney's Signa	
	RETURN ON SERVICE	
Return receipt of certified mail rece		
☐ Return receipt or certified mail rece	eived in this office on	(Date)
☐ I certify that I personally delivered	a copy of this Summons and Compla	• •
_ , , , , , , , , , , , , , , , , , , ,	in	County,
(Name of Person Served)		(Name of County)
Alabama on		
(Date)		
		(Address of Server)
(Type of Process Server)	(Server's Signature)	time.
	(Server's Printed Name)	(Phone Number of Server)

State of Alabama
Unified Judicial System

SUMMONS - CIVIL -

Form G-34 Rev. 4/2017	J	
	N THE CIRCUIT COURT OF JEFFERSON CO	
	MAS E. REYNOLDS TRUSTEE V. BEHRMAN	
NOTICE TO: PORTFOLIO AD	DVISORS SECONDARY FUND, L.P., COGENCY GLOBAL, INC. 8	
	(Name and Address of De	•
TAKE IMMEDIATE ACTION ORIGINAL OF YOUR WRIT OTHER DOCUMENT. WITH	IER DOCUMENT WHICH IS ATTACHED TO THIS N TO PROTECT YOUR RIGHTS. YOU OR YOU! TEN ANSWER, EITHER ADMITTING OR DENYING H THE CLERK OF THIS COURT. A COPY OF Y OUR ATTORNEY TO THE PLAINTIFF(S) OR ATTO	R ATTORNEY ARE REQUIRED TO FILE THE G EACH ALLEGATION IN THE COMPLAINT OR OUR ANSWER MUST BE MAILED OR HAND
	[Name(s) of Attorney(s)]	
WHOSE ADDRESS(ES) IS/	ARE: 505 North 20th Street, Suite 1800, BIRMINGH [Address(es) of Pla	IAM, AL 35203
OTHER DOCUMENT WERE	MAILED OR DELIVERED WITHIN 30 DAYS AF E SERVED ON YOU OR A JUDGMENT BY DEFAI HINGS DEMANDED IN THE COMPLAINT OR OTH	ULT MAY BE RENDERED AGAINST YOU FOR
TO ANY SHE	RIFF OR ANY PERSON AUTHORIZED BY TH PROCEDURE TO SERVE PROC	
☐ You are hereby commi	anded to serve this Summons and a copy of th	e Complaint or other document in
	pove-named Defendant.	THOMAS E. REYNOLDS
✓ Service by certified ma	ail of this Summons is initiated upon the written	
pursuant to the Alaban	na Rules of the Civil Procedure.	[Name(s)]
3/3/2018 12:10:55		
(Date)	(Signature of Cle	erk) (Name)
Certified Mail is hereby	y requested. /s/ BILL DELONEY (Plaintiff's/Attorney's Sig	
☑ Certified Mail is hereby	, , , , , , , , , , , , , , , , , , , ,	gnature) .
	(Plaintiff's/Attorney's Sig	gnature) .
☐ Return receipt of certifi	(Plaintiff's/Attorney's Signature of the Company of	(Date)
☐ Return receipt of certifi	RETURN ON SERVICE ied mail received in this office on ly delivered a copy of this Summons and Comp	(Date) Olaint or other document to
☐ Return receipt of certifi☐ I certify that I personal	(Plaintiff's/Attorney's Signature of the Company of this Summons and Company of the Company of t	(Date) County,
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SUMMONS - CIVIL -

IN THE CIR	CUIT COURT OF JEFFERSON	COUNTY, ALABAMA	
	NOLDS TRUSTEE V. BEHRM		
NOTICE TO: STEPSTONE PRIVATE EQUITY	PARTNERS III L.P., CORPORATION TRUS	ET COMPANY 1209 ORANGE STREET, WILMINGTON, DE	19601
	(Name and Address of	of Defendant)	
TAKE IMMEDIATE ACTION TO PROT ORIGINAL OF YOUR WRITTEN ANSWI	ECT YOUR RIGHTS. YOU OR Y ER, EITHER ADMITTING OR DEN' RK OF THIS COURT. A COPY O RNEY TO THE PLAINTIFF(S) OR A	THIS SUMMONS IS IMPORTANT, AND YOU IN TOUR ATTORNEY ARE REQUIRED TO FILE YING EACH ALLEGATION IN THE COMPLAIN OF YOUR ANSWER MUST BE MAILED OR H TTORNEY(S) OF THE PLAINTIFF(S),	THE T OR
	[Name(s) of Attorney(s)]		
WHOSE ADDRESS(ES) IS/ARE: 505 No		NGHAM, AL 35203 of Plaintlff(s) or Attorney(s)]	<u> </u>
	ON YOU OR A JUDGMENT BY DE	AFTER THIS SUMMONS AND COMPLAINT FAULT MAY BE RENDERED AGAINST YOU OTHER DOCUMENT.	
TO ANY SHERIFF OR A	NY PERSON AUTHORIZED BY PROCEDURE TO SERVE PR	THE ALABAMA RULES OF CIVIL	
You are hereby commanded to se	erve this Summons and a copy of	f the Complaint or other document in	
this action upon the above-named	Defendant.	THOMAS E. REYNOLDS	
Service by certified mail of this Su	mmons is initiated upon the writ		
pursuant to the Alabama Rules of	the Civil Procedure.	[Name(s)]	
3/3/2018 12:10:55 PM	/s/ ANNE-MAR	IE ADAMS By:	
(Date)	(Signature o		
Certified Mail is hereby requested.	. /s/ BILL DELON	IEY BENSINGER	
	(Plaintiff's/Attorney)	s Signature)	
	RETURN ON SERVI	CE	
Return receipt of certified mail rec	eived in this office on		
1 continue that I personally delivered	a convertible Commence and Co	(Date)	
☐ I certify that I personally delivered		•	
(Name of Person Served)	in	(Name of County)	unty,
Alabama on		(Matthe of Country)	
(Date)	·		
,		(Address of Server)	
(Type of Process Server)	(Server's Signature)		
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	(Server's Printed Name)	(Phone Number of Server)	

SUMMONS - CIVIL -

	I THE CIRCUIT COURT OF JEFFERSON CO AS E. REYNOLDS TRUSTEE V. BEHRMAN	
NOTICE TO: AMANDA ZEITLIR	N, 11 DARBROOK ROAD, WESTPORT, CT 06880	
	(Name and Address of D	efendant)
TAKE IMMEDIATE ACTION ORIGINAL OF YOUR WRITT OTHER DOCUMENT, WITH	TO PROTECT YOUR RIGHTS, YOU OR YOU EN ANSWER, EITHER ADMITTING OR DENYIN I THE ÇLERK OF THIS COURT. A COPY OF DUR ATTORNEY TO THE PLAINTIFF(S) OR ATT	S SUMMONS IS IMPORTANT, AND YOU MUST IR ATTORNEY ARE REQUIRED TO FILE THE IG EACH ALLEGATION IN THE COMPLAINT OR YOUR ANSWER MUST BE MAILED OR HAND ORNEY(S) OF THE PLAINTIFF(S),
	[Name(s) of Attorney(s)]	
WHOSE ADDRESS(ES) IS/A	RE: 505 North 20th Street, Suite 1800, BIRMING	HAM, AL 35203
OTHER DOCUMENT WERE	MAILED OR DELIVERED WITHIN 30 DAYS A	FTER THIS SUMMONS AND COMPLAINT OR AULT MAY BE RENDERED AGAINST YOU FOR
TO ANY SHER	IFF OR ANY PERSON AUTHORIZED BY TO PROCEDURE TO SERVE PROC	
☐ You are hereby comma	inded to serve this Summons and a copy of the	he Complaint or other document in
this action upon the abo		THOMAS E, REYNOLDS
	l of this Summons is initiated upon the writter	
	a Rules of the Civil Procedure.	[Name(s)]
3/3/2018 12:10:55		ADAMS By:
(Date)	(Signature of Cl	
✓ Certified Mail is hereby	requested. /s/ BILL DELONE	Y BENSINGER
<u></u>	(Plaintiffs/Attorney's S	
		ignature)
	(Plaintiff's/Attorney's Si	ignature)
Return receipt of certifie	(Plaintiff's/Attorney's Signature of RETURN ON SERVICE and mail received in this office on	ignature) (Date)
Return receipt of certifie	RETURN ON SERVICE and mail received in this office on delivered a copy of this Summons and Com	(Date)
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☐ Return receipt of certifie ☐ I certify that I personally (Name of Pe	RETURN ON SERVICE and mail received in this office on delivered a copy of this Summons and Com	(Date)
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☐ Return receipt of certifie ☐ I certify that I personally (Name of Pe	RETURN ON SERVICE ed mail received in this office on delivered a copy of this Summons and Com in erson Served)	(Date) plaint or other document to County, (Name of County)
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Return receipt of certifie I certify that I personally (Name of Pe	RETURN ON SERVICE ed mail received in this office on y delivered a copy of this Summons and Com in erson Served) (Date) (Server's Signature)	(Date) plaint or other document to County, (Name of County) (Address of Server)
Return receipt of certifie I certify that I personally (Name of Pe	RETURN ON SERVICE ed mail received in this office on y delivered a copy of this Summons and Com in erson Served) (Date) (Server's Signature)	(Date) plaint or other document to County, (Name of County) (Address of Server)
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Return receipt of certifie I certify that I personally (Name of Pe	RETURN ON SERVICE ed mail received in this office on y delivered a copy of this Summons and Com in erson Served) (Date) (Server's Signature)	(Date) plaint or other document to County, (Name of County) (Address of Server)

State of Alabama Court Case Number SUMMONS Unified Judicial System 01-CV-2018-900889.00 - CIVIL -Form C-34 Rev. 4/2017 IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA THOMAS E. REYNOLDS TRUSTEE V. BEHRMAN CAPITAL IV L.P. ET AL NOTICE TO: GREG M. BEHRMAN, 2717 NORTH STREET, FAIRFIELD, CT 06824 (Name and Address of Defendant) THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S). **BILL DELONEY BENSINGER** [Name(s) of Attorney(s)] WHOSE ADDRESS(ES) IS/ARE: 505 North 20th Street, Suite 1800, BIRMINGHAM, AL 35203 [Address(es) of Plaintiff(s) or Attorney(s)] THE ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT. TO ANY SHERIFF OR ANY PERSON AUTHORIZED BY THE ALABAMA RULES OF CIVIL PROCEDURE TO SERVE PROCESS: You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant. THOMAS E. REYNOLDS Service by certified mail of this Summons is initiated upon the written request of TRUSTEE [Name(s)] pursuant to the Alabama Rules of the Civil Procedure. 3/3/2018 12:10:55 PM /s/ ANNE-MARIE ADAMS By: (Date) (Signature of Clerk) (Name) Certified Mail is hereby requested. /s/ BILL DELONEY BENSINGER (Plaintiff's/Attorney's Signature) RETURN ON SERVICE Return receipt of certified mail received in this office on (Date) ☐ I certify that I personally delivered a copy of this Summons and Complaint or other document to County. (Name of Person Served) (Name of County) Alabama on (Address of Server) (Type of Process Server) (Server's Signature)

(Server's Printed Name)

(Phone Number of Server)

State of Alabama **Court Case Number** SUMMONS Unified Judicial System 01-CV-2018-900889.00 - CIVIL -Form C-34 Rev. 4/2017 IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA THOMAS E. REYNOLDS TRUSTEE V. BEHRMAN CAPITAL IV L.P. ET AL NOTICE TO: GREGORY J. CHIATE, 18 CIBRIAN DRIVE, TIBURON, CA 94920 (Name and Address of Defendant) THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S). **BILL DELONEY BENSINGER** [Name(s) of Attorney(s)] WHOSE ADDRESS(ES) IS/ARE: 505 North 20th Street, Suite 1800, BIRMINGHAM, AL 35203 [Address(es) of Plaintiff(s) or Attorney(s)] THE ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT. TO ANY SHERIFF OR ANY PERSON AUTHORIZED BY THE ALABAMA RULES OF CIVIL PROCEDURE TO SERVE PROCESS: You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant. THOMAS E. REYNOLDS Service by certified mail of this Summons is initiated upon the written request of TRUSTEE [Name(s)] pursuant to the Alabama Rules of the Civil Procedure. /s/ ANNE-MARIE ADAMS 3/3/2018 12:10:55 PM By: (Name) (Signature of Clerk) (Date) /s/ BILL DELONEY BENSINGER ✓ Certified Mail is hereby requested. (Plaintiff's/Attorney's Signature) RETURN ON SERVICE Return receipt of certified mail received in this office on I certify that I personally delivered a copy of this Summons and Complaint or other document to County. (Name of County) (Name of Person Served) Alabama on (Address of Server) (Server's Signature) (Type of Process Server) (Server's Printed Name) (Phone Number of Server)

State of Alabama Court Case Number SUMMONS Unified Judicial System 01-CV-2018-900889.00 - CIVIL -Form C-34 Rev. 4/2017 IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA THOMAS E. REYNOLDS TRUSTEE V. BEHRMAN CAPITAL IV L.P. ET AL NOTICE TO: GARY DIEBER, 10 HAWTHORNE AVE, PORT WASHINGTON, NY 11050 (Name and Address of Defendant) THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S), **BILL DELONEY BENSINGER** [Name(s) of Attorney(s)] WHOSE ADDRESS(ES) IS/ARE: 505 North 20th Street, Suite 1800, BIRMINGHAM, AL 35203 [Address(es) of Plaintiff(s) or Attorney(s)] THE ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT. TO ANY SHERIFF OR ANY PERSON AUTHORIZED BY THE ALABAMA RULES OF CIVIL PROCEDURE TO SERVE PROCESS: You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant. THOMAS E. REYNOLDS Service by certified mail of this Summons is initiated upon the written request of TRUSTEE [Name(s)] pursuant to the Alabama Rules of the Civil Procedure. 3/3/2018 12:10:55 PM /s/ ANNE-MARIE ADAMS By: (Date) (Signature of Clerk) (Name) Certified Mail is hereby requested. /s/ BILL DELONEY BENSINGER (Plaintiff's/Attorney's Signature) RETURN ON SERVICE Return receipt of certified mail received in this office on i certify that I personally delivered a copy of this Summons and Complaint or other document to County. (Name of Person Served) (Name of County) Alabama on (Address of Server) (Type of Process Server) (Server's Signature) (Server's Printed Name) (Phone Number of Server)

SUMMONS - CIVIL -

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IN THE CIRC	CUIT COURT OF JEFFERSON C	COUNTY, ALABAMA
THOMAS E. REY	NOLDS TRUSTEE V. BEHRMAI	N CAPITAL IV L.P. ET AL
NOTICE TO: THE DOUGLAS E, BEHRMAN T	RUST, ATTN: TRUSTEE 23 FAREWELL LANE	E, GREENWICH, CT 06831
	(Name and Address of	Defendant)
TAKE IMMEDIATE ACTION TO PROTE ORIGINAL OF YOUR WRITTEN ANSWE	ECT YOUR RIGHTS. YOU OR YO R, EITHER ADMITTING OR DENYI RK OF THIS COURT. A COPY OF NEY TO THE PLAINTIFF(S) OR AT	IS SUMMONS IS IMPORTANT, AND YOU MUST UR ATTORNEY ARE REQUIRED TO FILE THE NG EACH ALLEGATION IN THE COMPLAINT OR YOUR ANSWER MUST BE MAILED OR HAND TORNEY(S) OF THE PLAINTIFF(S),
	[Name(s) of Attorney(s)]	
WHOSE ADDRESS(ES) IS/ARE: 505 No		BHAM, AL 35203 Plaintiff(s) or Attorney(s)]
THE ANOMED WHAT DE MANED OD	• • •	AFTER THIS SUMMONS AND COMPLAINT OR
OTHER DOCUMENT WERE SERVED OF THE MONEY OR OTHER THINGS DEMA	N YOU OR A JUDGMENT BY DEF	AULT MAY BE RENDERED AGAINST YOU FOR
TO ANY SHERIFF OR AN	Y PERSON AUTHORIZED BY T PROCEDURE TO SERVE PRO	THE ALABAMA RULES OF CIVIL OCESS:
You are hereby commanded to ser	ve this Summons and a copy of	the Complaint or other document in
this action upon the above-named		THOMAS E. REYNOLDS
Service by certified mail of this Sur	mmons is initiated upon the writte	
pursuant to the Alabama Rules of		[Name(s)]
3/3/2018 12:10:55 PM	/s/ ANNE-MARIE	ADAMS By:
(Date)	(Signature of C	Clerk) (Name)
Certified Mail is hereby requested.	/s/ BILL DELONE	Y BENSINGER
[4] Continue rich is notoby requoesco.	(Plaintiff's/Attorney's	
	RETURN ON SERVIC	E
Return receipt of certified mail rece	eived in this office on	
Lad Motor Motor Control Man 1990		(Dafe)
l certify that I personally delivered	a copy of this Summons and Con	nplaint or other document to
	in	County,
(Name of Person Served)		(Name of County)
Alabama on		
(Date)		
		(Address of Server)
(Type of Process Server)	(Server's Signature)	
	(Server's Printed Name)	(Phone Number of Server)

State of Alabama Form C-34 Rev. 4/2017

SUMMONS - CIVIL -

Court Case Number

Unified Judicial System 01-CV-2018-900889.00 IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA THOMAS E, REYNOLDS TRUSTEE V. BEHRMAN CAPITAL IV L.P. ET AL NOTICE TO: MARK V. GRIMES, 5 THOMPSON STREET, ANNAPOLIS, MD 21401 (Name and Address of Defendant) THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S). **BILL DELONEY BENSINGER** [Name(s) of Attorney(s)] WHOSE ADDRESS(ES) IS/ARE: 505 North 20th Street, Suite 1800, BIRMINGHAM, AL 35203 [Address(es) of Plaintiff(s) or Attorney(s)] THE ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT. TO ANY SHERIFF OR ANY PERSON AUTHORIZED BY THE ALABAMA RULES OF CIVIL PROCEDURE TO SERVE PROCESS: You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant. THOMAS E. REYNOLDS ☑ Service by certified mail of this Summons is initiated upon the written request of TRUSTEE [Name(s)] pursuant to the Alabama Rules of the Civil Procedure. 3/3/2018 12:10:55 PM /s/ ANNE-MARIE ADAMS By: (Date) (Signature of Clerk) (Name) Certified Mail is hereby requested. /s/ BILL DELONEY BENSINGER (Plaintiff's/Attornev's Signature) **RETURN ON SERVICE** Return receipt of certified mail received in this office on ☐ I certify that I personally delivered a copy of this Summons and Complaint or other document to County. (Name of Person Served) (Name of County) Alabama on (Date) (Address of Server) (Type of Process Server) (Server's Signature) (Server's Printed Name) (Phone Number of Server)

SUMMONS - CIVIL -

Form C-34 Rev. 4/2017	- CIVIL -	
	THE CIRCUIT COURT OF JEFFERSON CO AS E. REYNOLDS TRUSTEE V. BEHRMAN (
NOTICE TO: THE KIMBERLY I	E. BEHRMAN TRUST, ATTN: TRUSTEE 23 FAREWELL LANE, G	REENWICH, CT 06831
	(Name and Address of Def	endant)
TAKE IMMEDIATE ACTION ORIGINAL OF YOUR WRITT OTHER DOCUMENT, WITH	ER DOCUMENT WHICH IS ATTACHED TO THIS I TO PROTECT YOUR RIGHTS. YOU OR YOUR IEN ANSWER, EITHER ADMITTING OR DENYING I THE CLERK OF THIS COURT. A COPY OF YOUR OUR ATTORNEY TO THE PLAINTIFF(S) OR ATTO	ATTORNEY ARE REQUIRED TO FILE THE EACH ALLEGATION IN THE COMPLAINT OR DUR ANSWER MUST BE MAILED OR HAND
	[Name(s) of Attorney(s)]	
WHOSE ADDRESS(ES) IS/A	RE: 505 North 20th Street, Suite 1800, BIRMINGHA [Address(es) of Plai	M, AL 35203 htif(s) or Attorney(s)]
OTHER DOCUMENT WERE	MAILED OR DELIVERED WITHIN 30 DAYS AFT SERVED ON YOU OR A JUDGMENT BY DEFAU IINGS DEMANDED IN THE COMPLAINT OR OTHE	LT MAY BE RENDERED AGAINST YOU FOR
TO ANY SHER	RIFF OR ANY PERSON AUTHORIZED BY THE PROCEDURE TO SERVE PROCE	
You are hereby comma	inded to serve this Summons and a copy of the	Complaint or other document in
this action upon the abo		THOMAS E. REYNOLDS
	il of this Summons is initiated upon the written	
	a Rules of the Civil Procedure.	[Name(s)]
3/3/2018 12:10:55		DAMS By:
(Date)	(Signature of Cler	k) (Name)
✓ Certified Mail is hereby	requested. /s/ BILL DELONEY (Plaintiff's/Attorney's Sign	
Certified Mail is hereby		
	(Plaintiffs/Attorney's Sign	ature)
☐ Return receipt of certifie	(Plaintiff's/Attorney's Sign RETURN ON SERVICE and mail received in this office on	(Date)
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State of Alabama SUMMONS **Court Case Number** Unified Judicial System 01-CV-2018-900889.00 - CIVIL -Form C-34 Rev. 4/2017 IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA THOMAS E. REYNOLDS TRUSTEE V. BEHRMAN CAPITAL IV L.P. ET AL NOTICE TO: SIMON LONERGAN, 18 GRAMERCY PARK SOUTH UNIT 6, NEW YORK, NY 10003 (Name and Address of Defendant) THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S). **BILL DELONEY BENSINGER** [Name(s) of Attorney(s)] WHOSE ADDRESS(ES) IS/ARE: 505 North 20th Street, Suite 1800, BIRMINGHAM, AL 35203 [Address(es) of Plaintiff(s) or Attorney(s)] THE ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT. TO ANY SHERIFF OR ANY PERSON AUTHORIZED BY THE ALABAMA RULES OF CIVIL PROCEDURE TO SERVE PROCESS: You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant. THOMAS E. REYNOLDS Service by certified mail of this Summons is initiated upon the written request of TRUSTEE [Name(s)] pursuant to the Alabama Rules of the Civil Procedure. 3/3/2018 12:10:55 PM /s/ ANNE-MARIE ADAMS By: (Date) (Signature of Clerk) (Name) Certified Mail is hereby requested. /s/ BILL DELONEY BENSINGER (Plaintiff's/Attorney's Signature) **RETURN ON SERVICE** Return receipt of certified mail received in this office on I certify that I personally delivered a copy of this Summons and Complaint or other document to County, (Name of Person Served) (Name of County) Alabama on (Address of Server) (Type of Process Server) (Server's Signature) (Server's Printed Name) (Phone Number of Server)

SUMMONS - CIVIL -

Form C-34 Rev. 4/2017	- CIVIL -	
	THE CIRCUIT COURT OF JEFFER AS E. REYNOLDS TRUSTEE V. BE	·
NOTICE TO: WILLIAM MATTES	S, 1665 INGLEWOOD AVE, ST. HELENA, CA 9457	4
	(Name and Ad	dress of Defendant)
TAKE IMMEDIATE ACTION ORIGINAL OF YOUR WRITTI OTHER DOCUMENT, WITH	TO PROTECT YOUR RIGHTS. YOU EN ANSWER, EITHER ADMITTING OR THE CLERK OF THIS COURT. A COUR ATTORNEY TO THE PLAINTIFF(S)	TO THIS SUMMONS IS IMPORTANT, AND YOU MUST OR YOUR ATTORNEY ARE REQUIRED TO FILE THE DENYING EACH ALLEGATION IN THE COMPLAINT OR PY OF YOUR ANSWER MUST BE MAILED OR HAND OR ATTORNEY(S) OF THE PLAINTIFF(S),
	[Name(s) of Attorne	y(s)]
WHOSE ADDRESS(ES) IS/AF	RE: 505 North 20th Street, Suite 1800, B	IRMINGHAM, AL 35203 s(es) of Plaintiff(s) or Attorney(s)]
OTHER DOCUMENT WERE		DAYS AFTER THIS SUMMONS AND COMPLAINT OR BY DEFAULT MAY BE RENDERED AGAINST YOU FOR OR OTHER DOCUMENT.
TO ANY SHERI	FF OR ANY PERSON AUTHORIZE PROCEDURE TO SERV	D BY THE ALABAMA RULES OF CIVIL E PROCESS:
You are hereby commar	ided to serve this Summons and a c	opy of the Complaint or other document in
this action upon the above	ve-named Defendant.	THOMAS E. REYNOLDS
☑ Service by certified mail	of this Summons is initiated upon th	
pursuant to the Alabama	Rules of the Civil Procedure.	[Name(s)]
3/3/2018 12:10:55 F		MARIE ADAMS By:
(Date)	(Signa	sture of Clerk) (Name)
Certified Mail is hereby r		ELONEY BENSINGER orney's Signature)
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Return receipt of certified	d mail received in this office on	
☐ I certify that I personally	delivered a copy of this Summons a	(Date) nd Complaint or other document to
	in	County,
(Name of Pen	son Served)	(Name of County)
Alabama on	<u> </u>	
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	(Server's Printed Name)	(Phone Number of Server)

State of Alabama Court Case Number SUMMONS Unified Judicial System 01-CV-2018-900889.00 - CIVIL -Form C-34 Rev. 4/2017 IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA THOMAS E. REYNOLDS TRUSTEE V. BEHRMAN CAPITAL IV L.P. ET AL NOTICE TO: MICHAEL RAPPORT, 29 BONNETT AVE, LARCHMONT, NY 10538 (Name and Address of Defendant) THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S), **BILL DELONEY BENSINGER** [Name(s) of Attorney(s)] WHOSE ADDRESS(ES) IS/ARE: 505 North 20th Street, Suite 1800, BIRMINGHAM, AL 35203 [Address(es) of Plaintiff(s) or Attorney(s)] THE ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT. TO ANY SHERIFF OR ANY PERSON AUTHORIZED BY THE ALABAMA RULES OF CIVIL PROCEDURE TO SERVE PROCESS: You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant. THOMAS E. REYNOLDS Service by certified mail of this Summons is initiated upon the written request of TRUSTEE [Name(s)] pursuant to the Alabama Rules of the Civil Procedure. 3/3/2018 12:10:55 PM /s/ ANNE-MARIE ADAMS By: (Date) (Signature of Clerk) (Name) Certified Mail is hereby requested. /s/ BILL DELONEY BENSINGER (Plaintiff's/Attorney's Signature) RETURN ON SERVICE Return receipt of certified mail received in this office on ☐ I certify that I personally delivered a copy of this Summons and Complaint or other document to County. (Name of Person Served) (Name of County) Alabama on

(Server's Signature)

(Server's Printed Name)

(Type of Process Server)

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SUMMONS

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State of Alabama
Unified Judicial System

SUMMONS - CIVIL -

Form C-34 Rev. 4/2017	- CIVIL	01 07 2010 00000.00
	THE CIRCUIT COURT OF JEFFERSON	,
THOMA	AS E. REYNOLDS TRUSTEE V. BEHRMA	AN CAPITAL IV L.P. ET AL
NOTICE TO: JEFFREY S. WU,	210 EAST 15TH STREET APT 10JK, NEW YORK, NY 1000	<u> </u>
	(Name and Address o	•
TAKE IMMEDIATE ACTION ORIGINAL OF YOUR WRITT OTHER DOCUMENT, WITH	TO PROTECT YOUR RIGHTS. YOU OR YO EN ANSWER, EITHER ADMITTING OR DENY THE CLERK OF THIS COURT. A COPY OF UR ATTORNEY TO THE PLAINTIFF(S) OR A	HIS SUMMONS IS IMPORTANT, AND YOU MUST OUR ATTORNEY ARE REQUIRED TO FILE THE 'ING EACH ALLEGATION IN THE COMPLAINT OR F YOUR ANSWER MUST BE MAILED OR HAND ITORNEY(S) OF THE PLAINTIFF(S),
	[Name(s) of Attorney(s)]	
WHOSE ADDRESS(ES) IS/A	RE: 505 North 20th Street, Suite 1800, BIRMIN	GHAM, AL 35203 . Plaintiff(s) or Attorney(s)]
OTHER DOCUMENT WERE	IAILED OR DELIVERED WITHIN 30 DAYS	AFTER THIS SUMMONS AND COMPLAINT OR FAULT MAY BE RENDERED AGAINST YOU FOR
TO ANY SHERI	FF OR ANY PERSON AUTHORIZED BY PROCEDURE TO SERVE PRO	
You are hereby comman	nded to serve this Summons and a copy of	the Complaint or other document in
this action upon the abo		THOMAS E, REYNOLDS
	of this Summons is initiated upon the writt	
pursuant to the Alabama 3/3/2018 12:10:55 F	Rules of the Civil Procedure.	[Name(s)]
(Date)	PM /s/ ANNE-MARI (Signature of	
✓ Certified Mail is hereby i		EY BENSINGER
Certified Mais is fieleby i	(Plaintiff's/Attorney's	
 -	RETURN ON SERVI	CE
Return receipt of certifie	d mail received in this office on	
☐ I certify that I personally	delivered a copy of this Summons and Co	(Date) mplaint or other document to
	in	County,
(Name of Per	son Served)	(Name of County)
Alabama on	(Date)	
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SUMMONS - CIVIL -

TRUSTEE V. BEHRMAN CAPITAL IV L.P. ET AL AGEMENT CORPORATION, CORPORATION SERVICE COMPA 251 LITTLE FALLS DR., (Name and Address of Defendant) ICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST UR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR HIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S), [Name(s) of Altomey(s)] Street, Suite 1800, BIRMINGHAM, AL 35203 [Address(es) of Plaintiff(s) or Attorney(s)] ERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR N THE COMPLAINT OR OTHER DOCUMENT. SON AUTHORIZED BY THE ALABAMA RULES OF CIVIL EDURE TO SERVE PROCESS: Summons and a copy of the Complaint or other document in ant. THOMAS E. REYNOLDS is initiated upon the written request of TRUSTEE Procedure. [Name(s)] /s/ ANNE-MARIE ADAMS By: (Signature of Clerk) (Name) /s/ BILL DELONEY BENSINGER (Plaintiffs/Attorney's Signature) ETURN ON SERVICE this office on (Date) of this Summons and Complaint or other document to in County, (Name of County)	THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S), BILL DELONEY BENSINGER [Name(s) of Attorney(s)] WHOSE ADDRESS(ES) IS/ARE: 505 North 20th Street, Suite 1800, BIRMINGHAM, AL 35203 [Address(es) of Plaintiff(s) or Attorney(s)] THE ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT TO ANY SHERIFF OR ANY PERSON AUTHORIZED BY THE ALABAMA RULES OF CIVIL PROCEDURE TO SERVE PROCESS: You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant. THOMAS E. REYNOLDS Service by certified mail of this Summons is initiated upon the written request of TRUSTEE pursuant to the Alabama Rules of the Civil Procedure. (Name(s)) 3/3/2018 12:10:55 PM // SANNE-MARIE ADAMS // Signature of Clerky (Name(s)) RETURN ON SERVICE RETURN ON SERVICE RETURN ON SERVICE RETURN ON SERVICE (Plaintiff/Altiorney's Signature) RETURN ON SERVICE (Name of Porson Served) (Name of County) Alabama on (Date) (Name of Porson Served) (Name of County) Alabama on (Date) (Oate) (Oate) (Oate) (Oate) (Oate)
(Name and Address of Defendant) (Name and Address of Defendant) ICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST UR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR HIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S), [Name(s) of Attorney(s)] Street, Suite 1800, BIRMINGHAM, AL 35203 [Address(es) of Plaintiff(s) or Attorney(s)] SRED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR N THE COMPLAINT OR OTHER DOCUMENT. SON AUTHORIZED BY THE ALABAMA RULES OF CIVIL EDURE TO SERVE PROCESS: Summons and a copy of the Complaint or other document in ant. THOMAS E. REYNOLDS is initiated upon the written request of TRUSTEE Procedure. [Name(s)] /s/ ANNE-MARIE ADAMS By: (Signature of Clerk) (Name) /s/ BILL DELONEY BENSINGER (Plaintiffs/Attorney's Signature) ETURN ON SERVICE this office on [Date] Of this Summons and Complaint or other document to in [County, (Name of County) (Address of Server)	NOTICE TO: 75. BEHRMAN BROTHERS MANAGEMENT CORPORATION, CORPORATION SERVICE COMPA 251 LITTLE FALLS DR., NOTICE TO: 76. WILLIMISTONI, DE 18898 (Name and Address of Defendant) THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S), BILL DELONEY BENSINGER [Name(s) of Attorney(s)] WHOSE ADDRESS(ES) IS/ARE: 505 North 20th Street, Suite 1800, BIRMINGHAM, AL 35203 [Address(es) of Pleintiff(s) or Attorney(s)] THE ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT. TO ANY SHERIFF OR ANY PERSON AUTHORIZED BY THE ALABAMA RULES OF CIVIL PROCEDURE TO SERVE PROCESS: You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant. PROCEDURE TO SERVE PROCESS: Service by certified mail of this Summons is initiated upon the written request of TRUSTEE pursuant to the Alabama Rules of the Civil Procedure. (Name(s)) (Signature of Clerk) (Name(s)) RETURN ON SERVICE (Plaintiff-Attorney's Signature) (Name of Person Served) (Name of Person Served) (Name of Porson Served) (Name of Porson Served) (Server's Signature)
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State of Alabama
Unified Judicial System

SUMMONS - CIVIL -

Form C-34 Rev. 4/2017	- CIVIL -	
IN	THE CIRCUIT COURT OF JEFFERSON	N COUNTY, ALABAMA
THOM	AS E. REYNOLDS TRUSTEE V. BEHRM	MAN CAPITAL IV L.P. ET AL
NOTICE TO: MINTZ LEVIN, CO	OHN, FERRIS, GLOVSKY AND POPEO, P.C., CORPORA	TION SERVICE COMPA 84 STATE STREET, BOSTON, MA 02109
	(Name and Address	of Defendant)
TAKE IMMEDIATE ACTION ORIGINAL OF YOUR WRITT OTHER DOCUMENT, WITH	TO PROTECT YOUR RIGHTS, YOU OR YEN ANSWER, EITHER ADMITTING OR DEN THE CLERK OF THIS COURT, A COPY (DUR ATTORNEY TO THE PLAINTIFF(S) OR A	THIS SUMMONS IS IMPORTANT, AND YOU MUST YOUR ATTORNEY ARE REQUIRED TO FILE THE SYING EACH ALLEGATION IN THE COMPLAINT OR OF YOUR ANSWER MUST BE MAILED OR HAND ATTORNEY(S) OF THE PLAINTIFF(S).
	[Name(s) of Attorney(s)]	
WHOSE ADDRESS(ES) IS/A	RE: 505 North 20th Street, Suite 1800, BIRMI	
THE ANGWED MIRT DE A		of Plaintiff(s) or Attorney(s)] S AFTER THIS SUMMONS AND COMPLAINT OR
OTHER DOCUMENT WERE	SERVED ON YOU OR A JUDGMENT BY D INGS DEMANDED IN THE COMPLAINT OR	EFAULT MAY BE RENDERED AGAINST YOU FOR
TO ANY SHER	IFF OR ANY PERSON AUTHORIZED B' PROCEDURE TO SERVE P	
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this action upon the abo		THOMAS E. REYNOLDS
	of this Summons is initiated upon the wri	itten request of TRUSTEE [Name(s)]
-	a Rules of the Civil Procedure.	
3/3/2018 12:10:55 (<u></u>
(Date)	(Signature	of Clerk) (Name)
(Date)	(Signature	, (,
Certified Mail is hereby		NEY BENSINGER
✓ Certified Mail is hereby	requested. /s/ BILL DELO (Plaintiff's/Attorney	NEY BENSINGER /s Signature)
✓ Certified Mail is hereby	requested. /s/ BILL DELO (Plaintiff's/Attorney	NEY BENSINGER /s Signature)
✓ Certified Mail is hereby ☐ Return receipt of certifie	requested. /s/ BILL DELO (Plaintiff's/Attorney RETURN ON SERV and mail received in this office on	NEY BENSINGER /s Signature) ICE (Date)
✓ Certified Mail is hereby ☐ Return receipt of certifie	requested. /s/ BILL DELO (Plaintiff's/Attorney) RETURN ON SERV and mail received in this office on delivered a copy of this Summons and Co	NEY BENSINGER ('s Signature) (ICE (Date) Complaint or other document to
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NOTICE TO CLERK

REQUIREMENTS FOR COMPLETING SERVICE BY CERTIFIED MAIL OR FIRST CLASS MAIL

IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA THOMAS E. REYNOLDS TRUSTEE V. BEHRMAN CAPITAL IV L.P. ET AL

01-CV-2018-900889.00

To: CLERK BIRMINGHAM

cierk.birmingham@alacourt.gov

TOTAL POSTAGE PAID: \$194.58

Parties to be served by Certified Mail - Return Receipt Requested

BEHRMAN CAPITAL IV L.P.

CORPORATION SERVICE COMPA

251 LITTLE FALLS DR.

WILMINGTON, DE 19808

BEHRMAN BROTHERS IV L.L.C.

CORPORATION SERVICE COMPA

251 LITTLE FALLS DR.

WILMINGTON, DE 19808

MIDCAP FINANCIAL INVESTMENT, LP

CORPORATION TRUST COMPANY

1209 ORANGE STREET

WILMINGTON, DE 19801

CORE AMERICAS/GLOBAL HOLDINGS, LP

CORPORATION TRUST COMPANY

1209 ORANGE STREET

WILMINGTON, DE 19801

CS STRATEGIC PARTNERS IV INVESTMENTS, LP

11 MADISON AVE

16TH FLOOR

NEW YORK, NY 10010

GLOBAL FUND PARTNERS II. LP

CORPORATION TRUST COMPANY

1209 ORANGE STREET

WILMINGTON, DE 19801

Postage: \$8.46

Postage: \$8.46

Postage: \$8.46

Postage: \$8.46

Postage: \$8.46

Postage: \$8.46

Case 2:18-cv-00514-ACA Document 1-1 Filed 03/30/18 Page 65 of 135

DOCUMENT 5

METLIFE INSURANCE COMPANY OF CONNECTICUT

ONE CITY PLACE 18TH FLOOR

HARTFORD, CT 06103

PORTFOLIO ADVISORS SECONDARY FUND, L.P.

COGENCY GLOBAL, INC.

850 NEW BURTON RD STE 201

DOVER, DE 19904

STEPSTONE PRIVATE EQUITY PARTNERS (II L.P.

CORPORATION TRUST COMPANY

1209 ORANGE STREET WILMINGTON, DE 19801

AMANDA ZEITLIN

11 DARBROOK ROAD WESTPORT, CT 06880

GREG M. BEHRMAN

2717 NORTH STREET FAIRFIELD, CT 06824

GREGORY J. CHIATE

18 CIBRIAN DRIVE TIBURON, CA 94920

GARY DIEBER

10 HAWTHORNE AVE

PORT WASHINGTON, NY 11050

THE DOUGLAS E. BEHRMAN TRUST

ATTN: TRUSTEE 23 FAREWELL LANE GREENWICH, CT 08831

MARK V. GRIMES

5 THOMPSON STREET ANNAPOLIS, MD 21401

THE KIMBERLY E. BEHRMAN TRUST

ATTN: TRUSTEE 23 FAREWELL LANE GREENWICH, CT 08831 Postage: \$8,46

Postage: \$8.46

Postage: \$8.48

Postage: \$8.46

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SIMON LONERGAN

18 GRAMERCY PARK SOUTH

UNIT 6

NEW YORK, NY 10003

WILLIAM MATTES

1665 INGLEWOOD AVE

ST. HELENA, CA 94574

MICHAEL RAPPORT

29 BONNETT AVE

LARCHMONT, NY 10538

PRADYUT SHAH

1333 DIAMOND STREET SAN FRANCISCO, CA 94131

JEFFREY S. WU

210 EAST 15TH STREET

APT 10JK

NEW YORK, NY 10003

75. BEHRMAN BROTHERS MANAGEMENT CORPORATION

CORPORATION SERVICE COMPA

251 LITTLE FALLS DR.

WILMINGTON, DE 19808

MINTZ LEVIN, COHN, FERRIS, GLOVSKY AND POPEO, P.C.

CORPORATION SERVICE COMPA

84 STATE STREET

BOSTON, MA 02109

Parties to be served by Certified Mail - Restricted Delivery - Return Receipt Requested

Parties to be served by First Class Mail

Postage: \$8.48

Postage: \$8.46

Postage: \$8,48

Postage: \$8.46

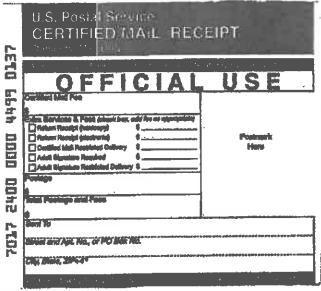
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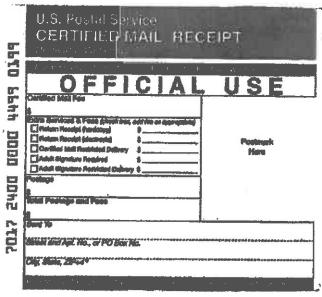
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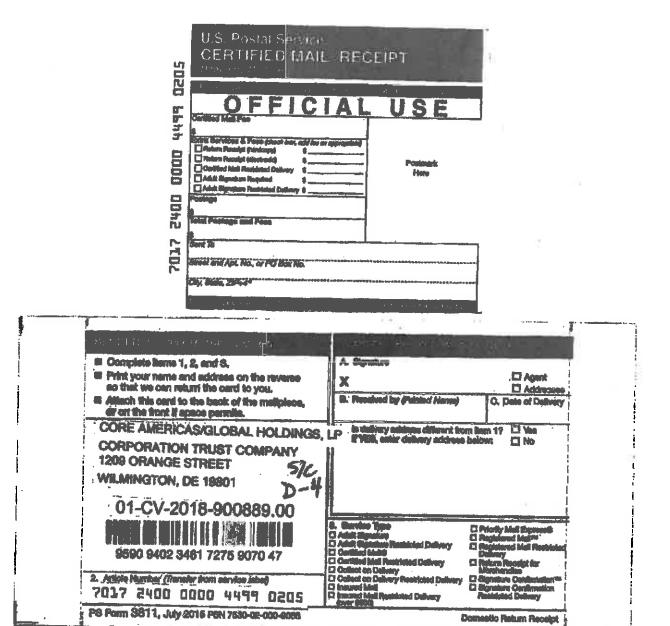
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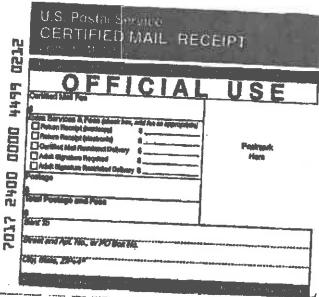


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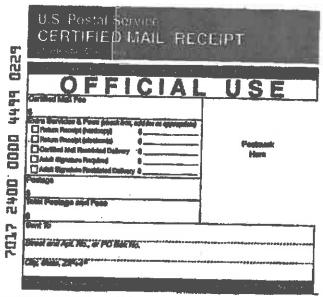


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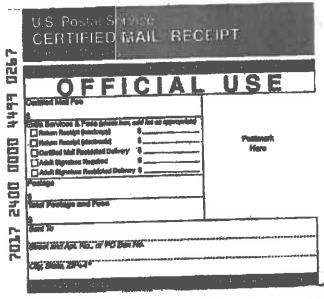




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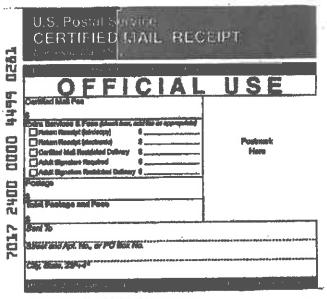
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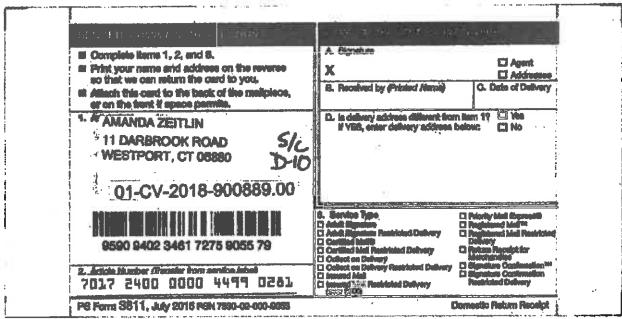


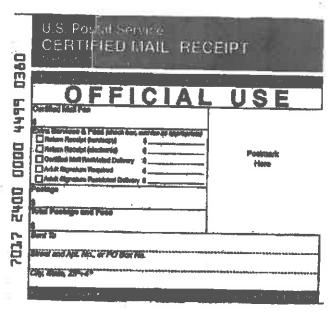
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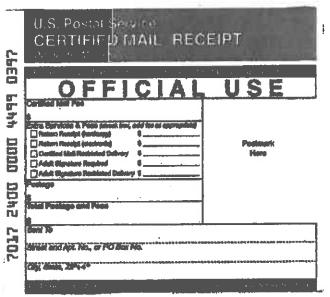
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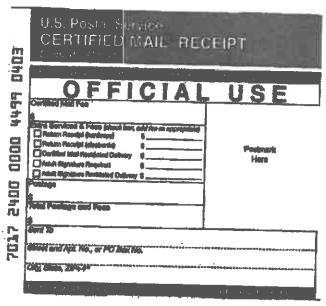




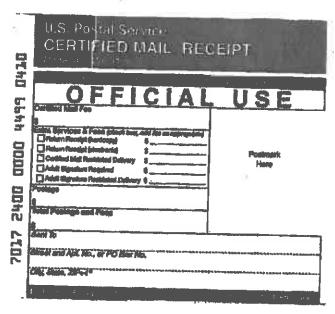
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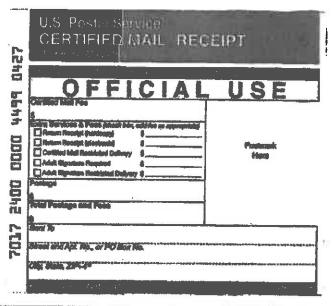


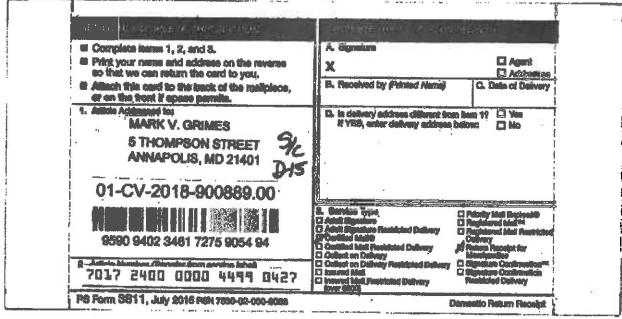
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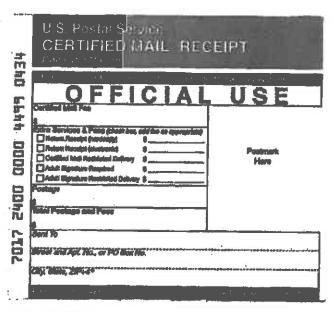


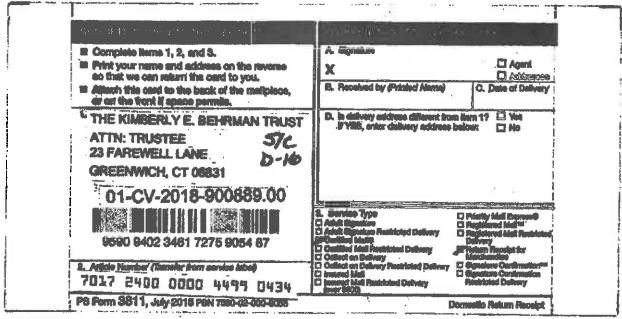
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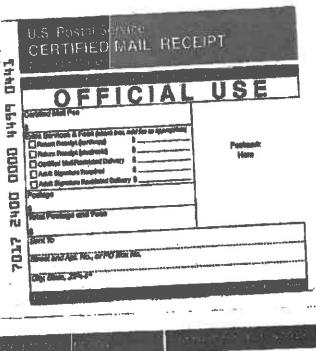
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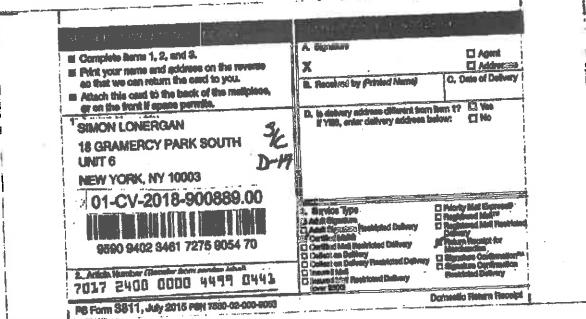


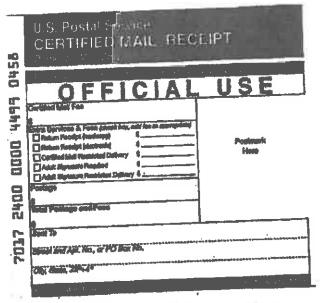












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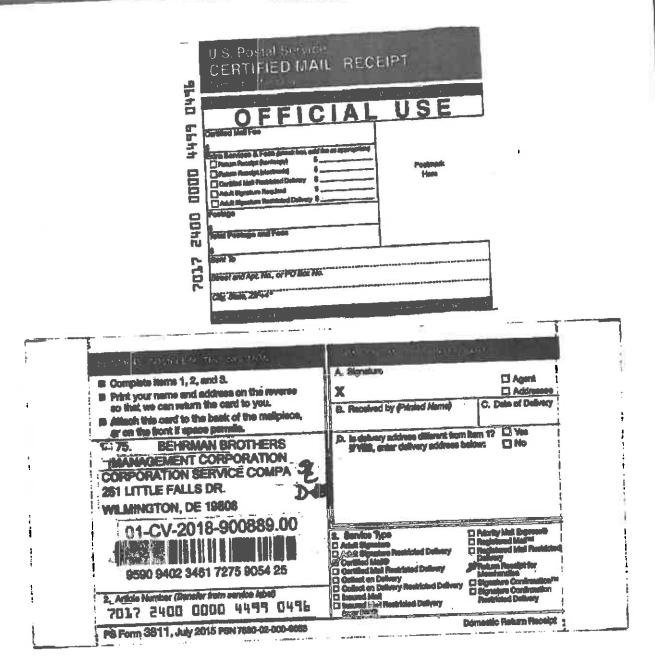
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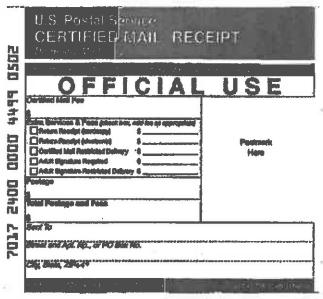
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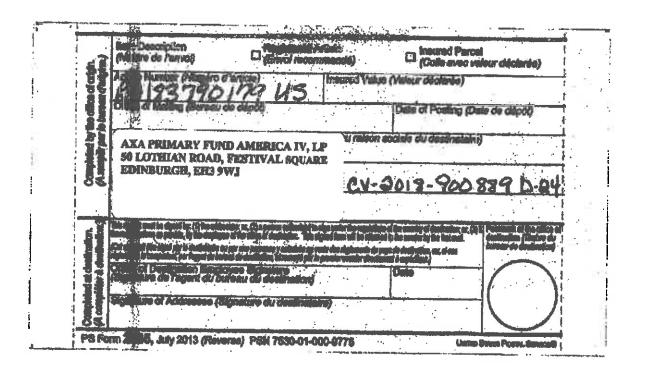
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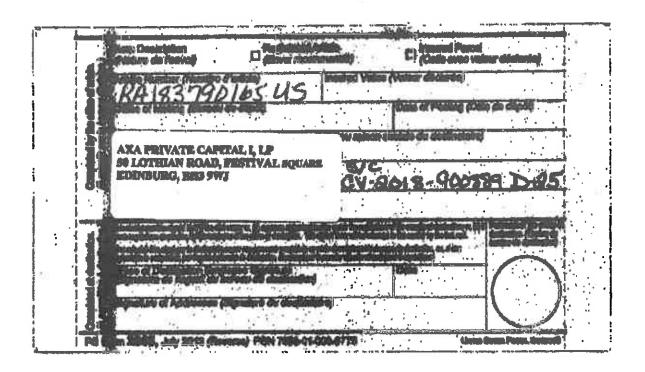


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State of Alabama Unified Judicial System	ST	IMMONS	Court Case Number			
Form C-34 Rev. 4/2017			01-CV-2018-900889.00			
IN THE CIRCUIT (Circuit, Diarie, or Juvanile)	COURT OF	JEFFERSON (Name of County)	COUNTY, ALABAMA			
Thomas B. Roynolds as Trustee		v. Behrman Capital IV I	.P, et al.			
(Name(s) of Plain		-	rma(s) of Definisant(s)]			
NOTICE TO: AXA Primary P		Lothian Road, Festival Square, Ed Vame and Address of Defendans)	tinburgh BH3 9WJ			
MUST TAKE IMMEDIATE ACT FILE THE ORIGINAL OF YOU THE COMPLAINT OR OTHER	THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S),					
ADDRESS(ES) IS/ARE: Christian	& Small LLP, 505 20th	[Name(s) of Assembly(s)] Street North, Suite 1800				
Birming	ham, Alabama 35203 [Address(es) of Pla	int[f[(s) or Attorney(s)]				
COMPLAINT OR OTHER DO	CUMENT WERE SE	RVED ON YOU OR A JUDG	AFTER THIS SUMMONS AND EMENT BY DEFAULT MAY BE IN THE COMPLAINT OR OTHER			
TO ANY SHERIFF OR A		THORIZED BY THE ALA RE TO SERVE PROCESS	BAMA RULES OF CIVIL			
You are hereby comman this action upon the above-nam		nmons and a copy of the Cor	nplaint or other document in			
Service by certified mail	of this Summons is	initiated upon the written rec				
pursuant to the Alabama Rules	of Civil Procedure.	And Thais as	[Name(e)]			
(Date)		(Signature of Clerk)	(Name)			
Certified Mail is hereby		(Plaintiff's/Attorney's Signature)	CINCUIT CIVIL DIVISION			
	RETUR	N ON SERVICE	MAR 0 6 2010			
Return receipt of certified	I mail received in this	s office on	ANNE-MARIE ADAMS			
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State of Alabama Unified Judicial System	CTI	MMONS	Court Case Number				
			01-CV-2018-900889.00				
Form C-34 Rev. 4/2017		CIVIL-					
IN THE CIRCUIT (Circuit, District, or Juveni	COURT OF	JEFFRRSON (Nature of County)	COUNTY, ALABAMA				
Thomas E. Reynolds as Trustee	• /	v. Behrman Capital IV LP	etal				
(Name(s) of Plat		- ·	(a) of Defendant(a)				
NOTICE TO: AXA Private C	NOTICE TO: AXA Private Capital I, LP, 50 Lothian Road, Festival Square, Edinburgh EH3 9WJ (Name and Address of Defindant)						
THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS, YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S),							
ADDRESS(ES) IS/ARE; Christia	n & Small LLP. 505 20th	Street North, Suite 1800					
Binnin	gham, Alabama 35203	dutff(s) or Attorney(s))					
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pursuant to the Alabama Rules	of Civil Procedure.	Ama Maria Blan	Ву:				
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Certified Mail is hereby		(Plaintiff's/Attorney's Signature)	CIRCUIT CIVIL DIVISION				
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State of Alabama	CHIMA	FONG	Court Case Number		
Unified Judicial System	SUMMONS -CIVIL-		01-CV-2018-900889.00		
Form C-34 Rev. 4/2017	-CIV	IL-			
IN THE CIRCUIT (Circuit, District, or Juveni	COURT OF	JEFFERSON (Name of County)	COUNTY, ALABAMA		
Thomas E. Reynolds as Trustee	·	D. 1	ct al.		
1101112 27 100/1007					
(Name(s) of Plan	po	•	(s) of Defendant(s)}		
NOTICE TO: Varma Mutual Pension Insurance Company, Annankatu 18, P. O. Box 4, Helsinki, Finland (Name and Address of Defendant)					
THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S), WHOSE					
ADDRESS(ES) IS/ARE: Christie	n & Small LLP, 505 20th Street	[Name(s) of Attorney(s)] North, Suite 1800			
Birmio	gham, Alabama 35203 (Address(es) of Piatus(f)(s)		•		
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IOANI SHERIFF OR		O SERVE PROCESS:			
You are hereby comma this action upon the above-na	anded to serve this Summor amed Defendant.	as and a copy of the Comp	plaint or other document in		
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pursuant to the Alabama Rule	of Civil Procedure	Marie Coloma	Rv		
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State of Alabama	CHARLONG		Court Case Number			
Unified Judicial System		MMONS	01-CV-2018-900889.00			
Form C-34 Rev. 4/2017	-CIVIL-					
IN THE CIRCUIT Circuit, District, or Juveni	COURT OF	JEFFERSON (Name of County)	COUNTY, ALABAMA			
Thomas E. Reynolds as Trustee	ing.	v. Behrman Capital IV LP,	et al.			
STORES L. Trey Roles at Stanford						
[Name(s) of Plan Stepstone Privi NATICE TO. Services Limite	ini(f(s)) he Equity Partners III Cay ed, P. O. Box 309, Ugland	Mane Man Holdings L.P., Maples Corporate House, South Church Street, Cayma	(s) of Defendant(s) [n Islands			
THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S), Bill D. Bensinger						
DOCUMENT.						
TO ANY SHERIFF OR		HORIZED BY THE ALAB.	AMA RULES OF CIVIL			
		RE TO SERVE PROCESS:				
You are hereby comma this action upon the above-na		nmons and a copy of the Comp	plaint or other document in			
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pursuant to the Alabama Rule	s of Civil Procedure.	Amo Marie alam	[Name(s)]			
(Detie)	-	(Signature of Clerk)	(Name)			
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State of Alabama Unified Judicial System	SUMMO	ONS	Court Case Number			
Form C-34 Rev. 4/2017	-CIVIL-		01-CV-2018-900889.00			
IN THE CIRCUIT	COURT OF	JEFFERSON (Name of County)	COUNTY, ALABAMA			
(Circuit, District, or Juveni Thomas E. Reynolds as Trustee	•	Behrman Capital IV LP,	xt al,			
THOMAS EX PROJECTION OF TRANSPORT	***					
(Name(s) of Pla PF. Holding 115	intiff(s)) ID Gmbh, Sitz der Gesellschaft, Ar	Name(s) of Defenden1(s) [
NOTICE TO: Amtagoricht K	oln, HRB 62211	ddress of Defendant)				
THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S), Bill D. Bonsinger [Name(a) of Attorney(h)]						
ADDRESS(ES) IS/ARE: Christia	n & Small LLP, 505 20th Street No.	orth, Suite 1800				
Birmin	gham, Alabama 35203 (Address(es) of Plaintiff(s) or	Attorney(z)]	,			
THIS ANSWER MUST BE M. COMPLAINT OR OTHER DO RENDERED AGAINST YOU F. DOCUMENT.	AILED OR DELIVERED WITH DOUMENT WERE SERVED O	IIN 30 DAYS AI	ENT BY DEFAULT MAY BE			
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You are hereby comma this action upon the above-na	inded to serve this Summons a med Defendant.	and a copy of the Comp	laint or other document in			
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pursuant to the Alabama Rule	s of Civil Procedure.	Thank alama	By:			
(Daw)		(Signature of Clerk)	(Name)			
Certified Mail is hereby	v requested.					
		Attorney's Signature)	FILED IN OFFICE			
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State of Alabama Unified Judicial System	SII	MMONS	Court Case Number				
Form C-34 Rev. 4/2017		CIVIL-	01-CV-2018-900889.00				
IN THE CIRCUIT	COURT OF		COUNTY, ALABAMA				
(Circuit, District, or Juveni	-	(Name of County)					
Thomas E. Reynolds as Trustee		V. Behrman Capital IV LP,	ct al.				
(Name(a) of Pla ASF III Bluend NOTICE TO: JE4 0QH, Unit	ed Kingdom	al Services (Jersey) Limited, 11-15,	(s) of Defendant(s)] Seaton Place, St. Helier				
THE COMPLAINT OR OTHEI MUST TAKE IMMEDIATE ACT PILE THE ORIGINAL OF YOU THE COMPLAINT OR OTHER MUST BE MAILED OR HAND I	(Name and Address of Defandant) THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S), Bill D. Bensinger [Name(s) of Attorney(s)]						
ADDRESS(ES) IS/ARE: Christian & Small LLP, 505 20th Street North, Suite 1800							
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THIS ANSWER MUST BE MA	AILED OR DELIVERED	O WITHIN 30 DAYS A	PTER THIS SUMMONS AND ENT BY DEFAULT MAY BE				
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TO ANY SHERIFF OR	ANY PERSON AUT	HORIZED BY THE ALABA	MA RULES OF CIVIL				
	PROCEDUR	LE TO SERVE PROCESS:					
You are hereby comma this action upon the above-na		nmons and a copy of the Comp	laint or other document in				
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State of Alabama Unified Judicial System	SUMMONS		Court Case Number		
Form C-34 Rev. 4/2017	-CIVIL-		01-CV-2018-900889.00		
POPUS C-34 Rev. 4/2017	-011				
IN THE CIRCUIT	COURT OF	JEFFERSON	COUNTY, ALABAMA		
(Circuit, District, or Juveni	•	(Name of County)			
Thomas E. Reynolds as Trustee	V.	Behrman Capital IV LP,	:t al.		
[Name(s) of Plan	ntff(s) Global Opportunities Subholding	[Name]	t) of Defendant(s)		
NOTICE TO: Partners Group St. Peter Port, (Guernsey GY1 IBT		Toor, LeBordage,		
THE COMPLAINT OR OTHEI MUST TAKE IMMEDIATE ACT FILE THE ORIGINAL OF YOU THE COMPLAINT OR OTHER MUST BE MAILED OR HAND OF THE PLAINTIFF(S),	R DOCUMENT WHICH IS AT TION TO PROTECT YOUR RI- IR WRITTEN ANSWER, EITH & DOCUMENT, WITH THE DELIVERED BY YOU OR YOU BIII D. Bensinger	GHTS. YOU OR YOUR AT ER ADMITTING OR DEN' CLERK OF THIS COURT. JR ATTORNEY TO THE PL	TORNEY ARE REQUIRED TO YING EACH ALLEGATION IN A COPY OF YOUR ANSWER		
ADDRESS(ES) IS/ARE: Christie	n & Small LLP, 505 20th Street P	(Name(s) of Attorney(s)] North, Suite 1800			
Birmla	gham, Alebama 35203				
	[Address(es) of Plaims(f(s) o		i		
THIS ANSWER MUST BE MACOMPLAINT OR OTHER DORENDERED AGAINST YOU FO DOCUMENT.	CUMENT WERE SERVED	ON YOU OR A JUDGMI	ENT BY DEFAULT MAY BE		
TO ANY SHERIFF OR	ANY PERSON AUTHOR		MA RULES OF CIVIL		
this action upon the above-na	nded to serve this Summons med Defendant.				
Service by certified ma	ll of this Summons is initiate	ed upon the written reque	st of		
pursuant to the Alabama Rule	of Civil Procedure.	- Marie Alama	By:		
(Date)		(Signature of Clerk)	(Name)		
[7] 6 35 134314					
Certified Mail is hereby	requested. (Plainty	's/Attorney's Signature)	CIRCUIT CIVIL DIVISION		
	RETURN ON	SERVICE	MAR Q 6 2018		
Return receipt of certified mail received in this office onCLERK					
(Date)					
Lecrtify that I personally delivered a copy of this Summons and Complaint or other document to					
(Name of Person Served) in					
(Name of Person Served) (Name of County) Alabama on					
	(Date)				
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	(Server's Printed Name)	(Phone Number of Server)			

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State of Alabama	OTT	THEONE.	Court Case Number		
Unified Judicial System	SUMMONS -CIVIL-		01-CV-2018-900889.00		
Form C-34 Rev. 4/2017	-0				
IN THE CIRCUIT	COURT OF	JEFFERSON (Name of County)	COUNTY, ALABAMA		
(Circuit, District, or Juvenile	e)	m-1	Detai		
Thomas E. Reynolds as Trustee		v. Benrman Capital IV L	i j ot au		
(Name(s) of Plain Partners Group NOTICE TO: St. Peter Port, G	Ruernsey GYI 1BT	P, Tudor House, 2nd Floor, Le I	me(s) of Defendant(s)] 3 ordago,		
MUST TAKE IMMEDIATE ACT FILE THE ORIGINAL OF YOU THE COMPLAINT OR OTHER MUST BE MAILED OR HAND DOF THE PLAINTIFF(S),	DOCUMENT WHICH I TON TO PROTECT YOU R WRITTEN ANSWER, DOCUMENT, WITH ELIVERED BY YOU OR B	R RIGHTS. YOU OR YOUR EITHER ADMITTING OR DI THE CLERK OF THIS COUI YOUR ATTORNEY TO THE III D. Bonsinger [Name(s) of Attarney(s)]	IMONS IS IMPORTANT, AND YOU ATTORNEY ARE REQUIRED TO ENYING EACH ALLEGATION IN RT. A COPY OF YOUR ANSWER PLAINTIFF(S) OR ATTORNEY(S) , WHOSE		
ADDRESS(ES) IS/ARE: Christian	n & Small LLP, 505 20th St gham, Alabama 35203	reet North, Suite 1800			
Billing	(Address(es) of Plains	([[(s) or Attorney(z)]			
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You are hereby comma this action upon the above-nar		nons and a copy of the Co	mplaint or other document in		
Service by certified mai	il of this Summons is in	itiated upon the written rec	quest of		
pursuant to the Alabama Rules	of Civil Procedure.	Frank Marie Color	[Name(s)] By:		
(Date)		(Signature of Clerk)	(Hame)		
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State of Alabama Unified Judicial System		CHMMONG		Court Case Number		
Unified Judicia	il System	SUMMONS -CIVIL-		01-CV-20	18-900889.00	
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NOTICE TO	: The Governor a	and Company of the Bank of	ireland	, 40 Mespil Road, Dublin	Ireland	
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TO ANY	SHERIFF OR	ANY PERSON AUTH PROCEDURE		ED BY THE ALAB SERVE PROCESS:	AMA RU	ILES OF CIVIL
	e hereby comma on the above-na	nded to serve this Summ med Defendant.	ions a	nd a copy of the Comp	plaint or o	ther document in
✓ Service	by certified ma	il of this Summons is ini	tiated	upon the written requ	est of	[Name(s)]
pursuant to the	e Alabama Rules	of Civil Procedure.	and.	Frank Blome		
M	R 1-3-2010			(Signature of Clerk)	By:	(Name)
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Certified Mail is hereby requested. (Floint(f) **Interney's Signature) GREAT CALL DAY STORE						
RETURN ON SERVICE MAR 18 2018					MAR 18 2018	
Return receipt of certified mail received in this office on						
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SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the malipiece, or on the front it space permits.
- 1. 75. BEHRMAN BROTHERS
 MANAGEMENT CORPORATION
 CORPORATION SERVICE COMPA
 251 LITTLE FALLS DR.

WILMINGTON, DE 19808

01-CV-2018-900889.00



9590 9402 3461 7275 9054 25

2. Article Number (Transfer from service label)

7017 2400 0000 4499 0496

COMPLETE THIS SECTION ON DELIVERY

A. Signature

William Lolley

[] Agent

Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? If YES, enter delivery address below:

1 Yes

□ No

- 3. Service Type
- Adult Signature
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- Signature Confirmation
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PS Form 3811, July 2015 PSN 7530-02-000-9053

Domestic Return Receipt



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ANNE-MARIE ADAMS, CLERK

MAR 19 2018 ROOM 400 JEFF CO COURTHOUSE
ANNE-MARIE ADAMS ARRINGTON JR BLVD., NO.

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- Complete items 1, 2, and 3.
- Frint your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailplece, or on the front if space permits.
- 1. BEHRMAN BROTHERS IV L.L.C.

CORPORATION SERVICE COMPA 251 LITTLE FALLS OR.

WILMINGTON, DE 19808

01-CV-2018-900889.00



9590 9402 3461 7275 9050 29

Adicia Number (Transfer from service label) 7017 2400 0000 4499

COMPLETE THIS SECTION ON DELIVERY

A. Signature William Lolley

☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

T Yes D. Is delivery address different from item 1? If YES, enter delivery address below:

[] No

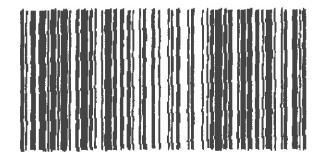
- 3. Service Type
- Adult Signature
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- Ci Certified Mail Restricted Delivery
- [] Collect on Delivery
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- D Insured Mail
- D Insured Mail Restricted Delivery (DV81 \$500)

- [] Priority Mail Express®
- D Registered Malim
- [] Registered Mail Restricted Delivery
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- ☐ Signature Contirmation™
- Signature Confirmation Heatricled Delivery

PS Form 3811, July 2015 PSN 7530-02-000-9053

DOCUMENT 9

USPS TRACKING#



First-Class Mall Postage & Fees Paid USPS Permit No. G-10

9590 9402 3463 7275 9050 29

OSTANGEN CAVIL DIVISION

MAR 19 2018

ANNE-MARIE ADAMS CLERK

CE Conder Please print your name, address, and ZIP+46 in this box*

ANNE-MARIE ADAMS, CLERK ROOM 400 JEFF CO COURTHOUSE 718 RICHARD ARRINGTON JR BLVD., NO. BIRMINGHAM, ALABAMA 35208

- Complete Items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.
- 1. Ar BEHRMAN CAPITAL IV L.P.

CORPORATION SERVICE COMP. 251 LITTLE FALLS DR.

WILMINGTON, DE 19808

01-CV-2018-900889.00

9590 9402 3461 7275 9050 43

2. Article Number (Transfer from service label)

DELIVERY
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☐ Addressee
Date of Delivery
nn Item 17 Yes below: No
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☐ Registered Mail™ ☐ Registered Mail Restricted
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Certified Mail Restricted Delivery

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D Collect on Delivery Restricted Delivery

[] Insured Mail

(1) Insured Mail Restricted Delivery lover \$500)

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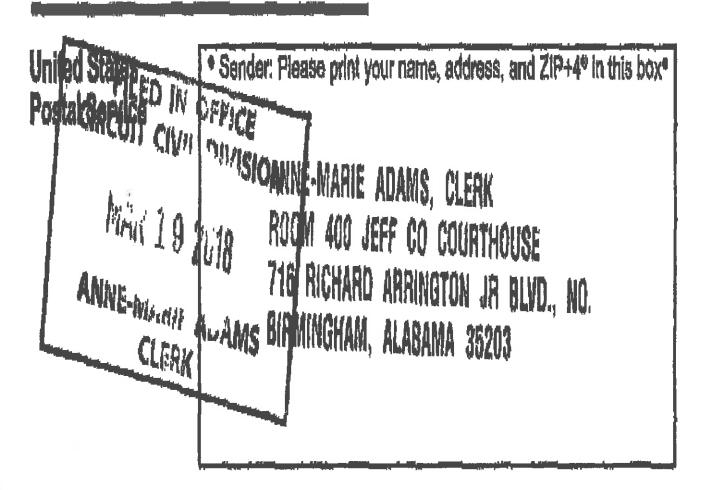
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PS Form 3811, July 2015 PSN 7530-02-000-9053



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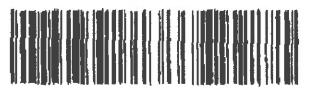
- Complete Items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.
- 1. THE DOUGLAS E. BEHRMAN TRUST

ATTN: TRUSTEE 23 FAREWELL LANE

5/c D-14

GREENWICH, CT 06831

01-CV-2018-900889.00



9590 9402 3461 7275 9055 00

o Atticle Number (Transfer from service label)

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PS Form 3811, July 2015 PSN 7590-02-000-9058

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X. C. W. Printeri Name)

B. Received by Printeri Name)

C.

Agent D Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1?
If YES, enter delivery address below:

☐ Yes

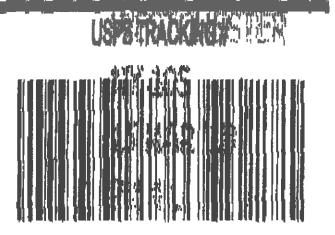
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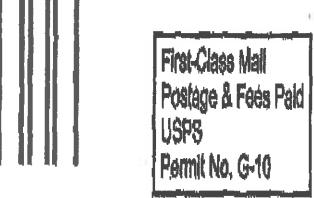
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DOCUMENT 13





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CIRCUIT CIVIL DIVISION

ANNE-MARIE ADAMS, CLERK

MAR 19 2018

RIOM 400 JEFF CO COURTHOUSE

ANNE-MARIE ADAMS

CLERK

TIB RICHARD ARRINGTON JR BLVD., NO.

BILMINGHAM, ALABAMA 35203

- Complete Items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the malipiece, or ori the front if space permits.
- 1. THE KIMBERLY E. BEHRMAN TRUST

ATTN: TRUSTEE 23 FAREWELL LANE 5/C D-16

GREENWICH, CT 06831

01-CV-2018-900889.00



9590 9402 3461 7275 9054 87

2. Article Number (Transfer from service label)

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PS Form 3811, July 2015 PSN 7530-02-000-9058

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X

Agent
Addressee

B. Received by (Ecinted Name)

C. Date of Delivery

D. Is delivery address different from Item 1?
If YES, enter delivery address below:

] Yes

□ No

3. Service Type

Adult Signature

(i) Adult Signature Flestricted Delivery

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DOCUMENT 1:

USPS TRACKING#



First-Class Mail Postage & Fees Paid USPS Permit No. G-10

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Postal Service Office Adams, Clerk

ANNE-WARE ADAMS ARRINGTON JR BLVD., NO.

CLERK Official Arrington JR BLVD., NO.

DIRMINGHAM, ALABAMA 35203

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the malipiece, or on the front if space permits.
- 1. AT PRADYUT SHAH

 1333 DIAMOND STREET

 SAN FRANCISCO, CA 94131

0.30

A. Signature X Ci Agent Ci Addressee B. Received/by/Printed Name) G. Date of Dalivary

COMPLETE THIS SECTION ON LELIVERY

D. Is delivery address different from item 1?

If YES, enter delivery address below:

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13 Collect on Delivery	Merchandles
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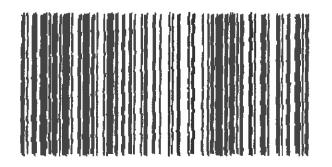
PS Form 3811, July 2015 PSN 7580-02-000-9058

Domestic Return Receipt

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First-Class Mail Postage & Fées Paid USPS Permit No. G-10

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Postal Services

CIRCUIT CIVING ANNE MARIE ADAMS, CLERK

ROUM 400 JEFF CO COURTHOUSE

2010 716 FICHARD ARRINGTON JR BLVD., NO.

BIRMINGHAM, ALABAMA 35203

CLER

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the malipiece, or on the front if space permits.
- JEFFREY S. WU

210 EAST 15TH STREET APT 10JK

NEW YORK, NY 10003

01-CV-2018-900889.00



9590 9402 3461 7275 9054 32

2 Article Number (Transfer from service label)

'017 2400 0000 4499 048

COMPLETE THIS SECTION ON DELIVER

A. Signature

A. Signature

Addressee

B. Received by (Finited Name)

C. Date of Delivery

D. Is delivery address different from item 1? 4 Yes if YES, enter delivery address below: 1 No

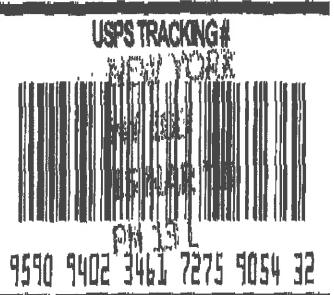
- 3. Service Type
- ☐ Adult Signature
- Adult Signature Restricted Delivery
- Della Male
- Oerbijed Mall Restricted Delivery
- Collect on Delivery
- Collect on Delivery Restricted Gallyery.
- ☐ Insured Mail
- ☐ Insured Mall Restricted Delivery (over \$600)

- ☐ Priority Mail Expressio
- Flegistered MailYN
- C Registered Mali Rostricted
 Delivery
- Hetum Receipt for Werchandise
- ☐ Signature Confirmation***
- Signature Confirmation

 1 Reducered Delivery (. . .

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PS Form 3811, July 2015 PSN 7530-02-000-9053



First-Class Malf
Postage & Fees Paid
USPS
Permit No. G-10

United States

Sender: Please print your name, address, and ZIP+4° in this box*

FILED IN OFFICE

CIRCUIT CIVIL DIVISION

ANNE-MARIE ADAMS, CLERK

MAR 1 9 2018

RODM 400 JEFF CO COURTHOUSE

71 RICHARD ARRINGTON JR BLVD., NO.

BIRMINGHAM, ALABAMA 36203

-OiCiOC

- Complete Items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the maliplece, or on the front if space permits,
- 1. A PORTFOLIO ADVISORS SECONDARY FUND, L.P. COGENCY GLOBAL, INC. 850 NEW BURTON RD STE 201 D-4

DOVER, DE 19904

01-CV-2018-900889.00



9590 9402 3461 7275 9051 59

2. Article Number (Transfer from service label)

7017 2400 0000 4499 0267

PS Form 3811, July 2015 PSN 7630-02-000-9063

COMPLETE THIS SECTION ON DELIVERY

A. Signature

B. Recallied by (Phyted Name) C. Date of Delivery

1 Yes D. Is delivery address different from item 1? If YES, enter delivery address below: 口W

9. Service Type

☐ Adult Signature

☐ Adult Signature Peablicled Dalivery

2 Certiled Mail®

Contilled Mail Restricted Delivery

Collect on Dalivery

Collect on Delivery Restricted Delivery

Thaured Mail

[] Insured Mail Hestricted Dalivery (over \$500)

[] Priority Mail Express®

[] Registered MailTM

[] Registered Mail Restricted

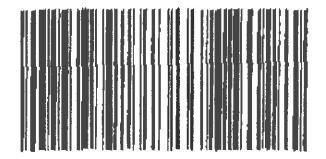
Return Receipt for Marchandian

Skanature Confirmation M

Signature Confirmation

Fleatricited Delivery

USPS TRACKING#



First-Class Mail
Postage & Fees Pald
USPS
Permit No. G-10

9590 9402 3461 7275 9051 59

Inited States of Control of Contr

- Complete Items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you,
- Attack this card to the back of the melipiece, or on the front if space permits.
- GLOVSKY AND POPEO, P.C. COMPORATION SERVICE COMPA
 84 STATE STREET

BOSTON, MA 02109

01-CV-2018-900889.00

9590 9402 3461 7275 9054 18

2. Article Number (Transfer from service label)

7017 2400 0000 4499 0502

COMPLETE THIS SECTION ON DELIVERY

A. Signature

x Coll

Agent

C Dath of Delivery

B. Received by (Printed Name)

), is delivery address till agriction from 1? [1] Yes

3. Service Type

- C) Adult Standarine
- C) Adult Skynature Replicated Districtly
- Conflict Hale
- O Cardiari Mail Paristatus Delinary
- Collect on Delivery
- [] Collect on Delivery Flathicted Delivery
- [] Insured Mail
- [] Insured Mail Regulated Delivery

- I Priority All a Expressión
- I Freshore Main
- D Farkbaret Mail Result
- Friedrich Friedlich for Alfarch artikae
- 🛘 Signature Confirmation 🗀
- 1 Signature Confirmation Restricted Delivery

PS Form 3811, July 2016 PSN 7530-02-000-9059

Domestic Rixum Receipt

DOCUMENT 2

USPS TRACKING#



First-Class Mail Postage & Fees Paid USPS Permit No. G-10

9590 9402 3461 7275 9054 14

POSTAL SENSON

ANN MARY ADAMS, CLERK

MAR 2 6 2018 ROOM 400 JEFF CO COURTHOUSE

ANNE-MARIE DAMS 716 RICHARD ARRINGTON JR BLVD., NO.

CLERK BIRNINGHAM, ALABAMA 35203

- Complete Items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the maliplece, or on the front it space permits.
- 1. Article Addressed to:

MARK V. GRIMES
5 THOMPSON STREET
ANNAPOLIS, MD 21401

外外

01-CV-2018-900889.00



9590 9402 3461 7275 9054 94

2 Article Shumbar (Thunster from service lebel)
7017 2400 0000 4499 0427

COMPLETE THIS SECTION ON DELIVERY

A. Signature,

Agent Addresse

B. Received by (Frinted Name)

Date of Delivery

D. Is delivery address different from item 17 if YES, enter delivery address below:

] Yes

S. Barvice Type

C) Adult Styrmium Producted Delivery

COTTON AND

Li Cartilled Mail Physiologic Claimsty

C Collect on Delivery

[] Collect on Delivery Preptricted Delivery

C) freshed Mail

Cover 1800)

[] Priority Mail Expression

[] Registered MalTM

C Flogistered Mail Residence

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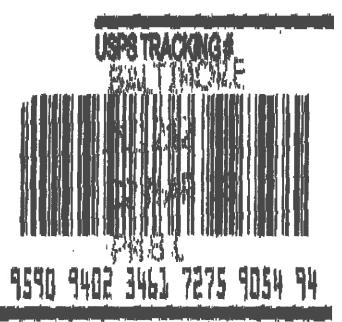
f Helyn Fleesipt for Merchandles

13 Signature Confirmation TK

D Signature Confirmation
Required Delivery

PS Form 3811, July 2015 Pain 7630-02-000-9058

Domesio Fehim Receipt



First-Class Mail Postage & Fees Paid USP8 Permit No. G-10

United States Postal Service Sender: Please print your name, address, and ZIP+46 in this box*

FILED IN OFFICE CIRCUIT CIVIL DIVISION

MAR 26 2018

ANNE-MARIE ADAMS

ANNE-NARIE ADAMS, CLERK JEFF CO COURTHOUSE P16 RICHARD ARRINGTON JR BLYD., NO. IPANINGHAM, ALABAMA 35203

CLERK

- Complete Items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the malipiece, or on the front if space permits.
- GLOBAL FUND PARTNERS II, LP

 CORPORATION TRUST COMPANY
 1209 ORANGE STREET

 WILMINGTON, DE 19801

 D-C

01-CV-2018-900889.00



9590 9402 3461 7275 9051 28

2. Article Number (Transfer from service label)

7017 2400 0000 4499 0229

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X. Fill IIII

☐ Addresses

B. Received by (Printed Name)

RECEIVED

C. Date of Delivery

D. Is delivery address different from item 17 if YES, enter delivery address below:

U Yea

□ No

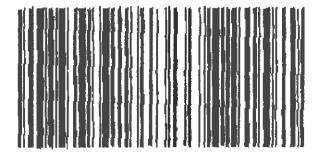
- S. Service Type
- CI Adult Signature
- C Adult Signature Restricted Dalivery
- Cartilled Mail®
- Cl Contilled Mail Restricted Delivery
- Ci Callect on Delivery
- [] Collect on Delivery Restricted Delivery
- I Insured Mail
- C) Insured Mall Restricted Delivery (over \$500)

- Priority Mail Express®
- C Registered Mallina
- Flegistered Mail Fleshicted
 Delivery
- Prietum Receipt for Merchandise
- [] Signature Confirmation has
- D Signature Confirmation Restricted Delivery

PS Form 3811, July 2015 PSN 7590-02-000-9063

DOCUMENT 27

USPS TRACKING#





First-Class Mail Postage & Fees Paid USPS Permit No. G-10

9590 9402 3461 7275 9051 28

United States (LED Sender: Please print your name, address, and ZIP+48 in this box*
Postal Service (LED DIVISION)

ANNE-MARIE ADAMS, CLERK
RUOM 400 JEFF CO COURTHOUSE
ADAMS ADAMS ARRINGTON JR BLVD., NO.
BIRIANGHAM, ALABAMA 35203



- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the malipiece, or on the front if space permits.

CORE AMERICAS/GLOBAL HOLDINGS, LP

CORPORATION TRUST COMPANY
1209 ORANGE STREET
WILMINGTON, DE 19801

01-CV-2018-900889.00



9590 9402 3461 7275 9070 47

2. Article Number (Transfer from service label)

7017 2400 0000 4499 0205

MANDLETE	THIS SECTION	ON DELIVEDY
UVINITALIA	THIS SECTION	ON DEPINE

A Signature

A Signature

A Addresse

B. Received by (Printed Name) C. Date of Delivery MAR 1 9 2018

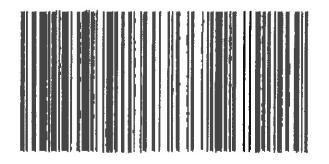
3. Service Type

- 🛛 Adult Signature
- (1) Adult Signature Revolcted Delivery
- Certified Malis
- ☐ Certified Mail Restricted Delivery
- ☐ Collect on Delivery
- 🛮 Collect on Delivery Restricted Delivery
- C Insured Mail
- ☐ Insured Mail Fleshicted Delivery (over \$600)

- ☐ Priority Mail Express®
- ☐ Registered Mail™
- Registered Mail Restricted
 Delivery
- ☐ Return Receipt for Merchandise
- □ Signature Confirmation™
- Signature Confirmation
 Restricted Delivery

PS Form 3811, July 2015 PSN 7630-02-000-9058

USPS TRACKING#



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

9590 9402 3461 7275 9070 47

Postal Service
CIRCUIT CIVIL DIVISION 400 JEFF CO COURTHOUSE
MAR 2
2018
716 NICHARD ARRINGTON JR BLVD., NO.
BIRMINGHAM, ALABAMA 35203
CLERK
CLERK



- Complete Items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

MIDCAP FINANCIAL INVESTMENT, LP

CORPORATION TRUST COMPANY
1209 ORANGE STREET

WILMINGTON, DE 19801

D-3

01-CV-2018-900889.00



9590 9402 3461 7275 9051 35

2 Article Number (Transfer from service label)
7017 2400 0000 4499 0199

COMPLETE THIS SECTION ON DELIVERY

A. Signature The A. Signature X TEVALLY TO CONSCIENT

B. Received by (Printed Name) C. Date of Delivery

PECFIVED WAR 19 20%

- 3. Service Type
- (1) Adult Signature
- Adult Signature Restricted Delivery
- **河**(河南) Man
- Cartified Mail Restricted Delivery
- ☐ Callect on Delivery
- ☐ Callect on Delivery Restricted Delivery
- ☐ Insured Mail
- Ci incured Mail Positicted Delivery lover \$500)

- [] Priority Mail Expressio
- ☐ Registered Mail™
- Ci Flegistered Mail Restricted
- Hetum Receipt for
- □ Signature Confirmation™
- Signature Confirmation
 Restricted Delivery

PS Form 3811, July 2015 PSN 7630-02-000-9053

USPS TRACKING#

į



First-Class Mail
Postage & Fees Paid
USP8
Permit No. G-10

9590 9402 3461 7275 9051 35

Postal Registration | Sender: Please print your name, address, and ZIP+4® in this box® Postal Registration | IN FICE | IVISION NIE-MARIE ADAMS, CLERK | RODM 400 JEFF CO COURTHOUSE | 716 RICHARD ARRINGTON JR BLVD., NO. BRWINGHAM, ALABAMA 35203



- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

COMPLETE THIS SECTION ON DELIVERY

town McLandergent A. Signature

B. Received by (Printed Name)
RECEIVED

1-11-1-y address different from Item 1? STEPSTONE PRIVATE EQUITY PARTNERS III L.P. inter delivery address below:

CORPORATION TRUST COMPANY 1209 ORANGE STREET WILMINGTON, DE 19801

01-CV-2018-900889.00



9590 9402 3461 7275 9051 42

☐ Priority Mail Express® ☐ Replatered Mail™

Registered Mail Restricted

Return Receipt for Merchandies

☐ Signature Confirmation™

☐ Signature Confirmation Restricted Delivery

2. Article Number (Transfer from service lebel)

7017 2400 0000

3. Service Type

Li Adult Signature

Adult Signature Restricted Delivery

Cartilled Mail®

[] Certified Mail Restricted Delivery

[] Collect on Delivery

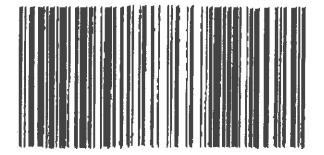
CI Collect on Delivery Floatricted Delivery

Li Insured Mell

🛘 insured Mail Restricted Delivery OVER SKILL

PS Form 3811, July 2015 PSN 7530-02-000-9053

USPS TRACKING#



First-Class Mall Postage & Fees Paid USPS Permit No. G-10

9590 9402 3461 7275 9051 42

United States ostal sarrige MAR 27 2018 ANNE-MARIE ADAMS CLERK

Sender: Please print your name, address, and ZIP+4° in this box*

CIRCUIT CIVIL DIVISION POON 400 JEFF CO COURTHOUSE 16 RICHARD ARRINGTON JR BLVD., NO. BIRMINGHAM, ALABAMA 35203